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CITY COUNCIL MEETING NO. 31

The regular meeting of City Council will be held on Monday, August 13, 1979 in the Council Chamber, City Hall at 7:00 p.m.

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ROLL CALL

MINUTES

That the Minutes of Meeting Nos. 29 and 30, held on Monday, July 23, 1979 be confirmed.

PETITIONS

COMMUNICATIONS

To be Filed

(415) From the Ministry of Correction Services forwarding a copy of their booklet entitled "Correctional Update", which outlines events occuring at various Correctional Institutions throughout Ontario.
(File No. 6-2)

Which has been Referred to the City Treasurer

(416) From the City of Kitchener requesting that the City of Kingston endorse the following resolution concerning Section 43 of the Assessment Act:

> *"THAT WHEREAS the Ministry of Revenue has recently adopted an assessment information program which alters the information to be provided to the municipalities and, in some cases, the form in which it is provided;*
>
> *AND WHEREAS, one of the changes made is that information concerning additional assessments made under Section 43 will no longer be provided to municipalities using electronic data processing in machine readable form;*
>
> *AND WHEREAS, this change means that such additional assessments will have to be processed manually by such municipalities resulting in delay and additional cost to the municipality;*
>
> *AND WHEREAS, we are advised that the reason for such changes is to reduce the data processing costs of the Ministry;*
>
> *AND WHEREAS, this Council applauds the efforts of the Ministry towards fiscal restraint but points out that merely transferring Ministry costs to the municipalities does not result in any real saving to the taxpayers in general;*
>
> *THEREFORE be it resolved that the Minister of Revenue be asked to review his Ministry's new assessment information program with a view to providing to municipalities all information previously received in useable form and at no increase in cost to the municipalities."* (File No. 1-3)

COMMUNICATIONS (Cont'd)

Which has been Referred to the Chief Administrative Officer

(417) From the City of Kitchener requesting that the City of Kingston endorse the following resolution concerning Guard Dogs:

> *"That this Council request the Provincial Government to enact legislation to regulate the ownership and keeping of dogs professionally trained for attack and guard duties and such legislation also to provide for the keeping of such dogs in residential neighbourhoods."*

(File No. 19-7)

Which has been Referred to the Chief Administrative Officer

(418) From the City of Kitchener requesting that the City of Kingston endorse the following resolution concerning Vietnamese Refugees:

> *"WHEREAS the Government of Canada and the Governments of the Provinces of Canada have demonstrated moral leadership in regard to the problems of the refugees of Vietnam; and,*
>
> *WHEREAS the City of Kitchener recognizes the responsibility of Municipal Governments in Canada to demonstrate moral leadership on social issues as well,*
>
> *THEREFORE BE IT RESOLVED THAT:*
>
> *In an effort to alleviate the suffering of some of these Vietnamese refugees, the City of Kitchener, on behalf of its citizens, proposes to agree to sponsor a refugee family, when Provincial enabling legislation allows, in the hope that this action will stimulate other community organizations and citizens of Kitchener, as well as other Ontario municipalities, to also offer these people the freedoms, rewards and responsibilities of Canadian Citizenship,*
>
> *AND FURTHERMORE, that this motion be circulated to municipalities in the Province of Ontario and the larger municipalities of Canada;*
>
> *AND FURTHERMORE, we request the Government of the Province of Ontario to pass necessary enabling legislation as soon as possible."*

(File No. 19-7)

To be Filed

(419) From the Ministry of Intergovernmental Affairs enclosing a copy of a letter from the Ministry of Treasury and Economics to the City of Windsor concerning the Windsor Police Commission's resolution with regard to the current rates of per capita grants in respect of policing. The Ministry of Treasury and Economics' reply states that the Province will be reviewing the situation in the near future and expects that such a review will encompass the entire spectrum of local policing rather than simply the raising of the rate for a few municipalities as an isolated change in policy. (Re: Clause 5, Report No. 71, 1979)
(File No. 19-7)

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COMMUNICATIONS (Cont'd)

(420) From the family of the late Mr. Howard Sly thanking the City for their flower arrangement.
(File No. 3-6)

(421) From the Liquor Licence Board of Ontario advising the City of an application made by Hellas Tavern, 403 Princess Street, Kingston, for an additional dining lounge licence. When the application has been scheduled for a public hearing, the Board will provide the City with a copy of their letter to the applicant setting out the date, time and place of the hearing.
(File No. 12-6)

To be Filed

(422) From the Liquor Licence Board of Ontario advising the City of an application made by Howard Johnson's Confederation Place Hotel, 237 Ontario Street, Kingston, for a patio (dining lounge) licence. When the application has been scheduled for a public hearing, the Board will provide the City with a copy of their letter to the applicant setting out the date, time and place of the hearing.
(File No. 12-6)

(423) From the Liquor Licence Board of Ontario indicating their favourable decision with regard to an application made by the Royal Canadian Horse Artillery Brigade Association, 193 Ontario Street, Kingston, for additional club (lounge) facilities in the following locations:

Club - Lounge #1	Third Floor	(75 persons)	Same
Club - Lounge #2	Third Floor	(32 persons)	Same
Club - Lounge #3	Second Floor	(38 persons)	Increase of 11
Club - Lounge #4	Second Floor	(34 persons)	Increase of 4
Club - Lounge #5	Second Floor	(27 persons)	Increase of 13
Club - Lounge #6	Main Floor	(69 persons)	NEW

(File No. 12-6)

Which has been Referred to City of Kingston Planning Board

(424) From the Ministry of Housing submitting a copy of Proposed Amendment No. 24 to the Official Plan for the Twp. of Kingston Planning Area for approval under the provisions of Section 17 of The Planning Act and requesting that the City make any comments within 60 days from the date of their letter which was July 24, 1979. If no comments are received by the Ministry within this time limit, they will assume there are no objections and proceed accordingly. A reasonable extension of time will be permitted only if they are advised that additional time is required for comment.

(File No. 21-4.11)

(425) From the Ministry of Housing acknowledging receipt of plan for Pt. of William St. & Pt. of Barrie St. & Lots 56 & 57 (owner, A. Zimmerman, 138 Carruthers Avenue, Kingston) and submitting a questionnaire to be completed so that an appropriate recommendation can be made to the Ministry based on the factors set out in Section 33(4) of the Planning Act.
(File No. 3-12.4-2)

COMMUNICATIONS (Cont'd)

(426) From the Ministry of Housing acknowledging receipt of plan for Pt. of Lot 1, R.P. #13-R-2492, Concession II (owner, J.B. Sampson) and submitting a questionnaire to be completed so that an appropriate recommendation can be made to the Ministry based on the factors set out in Section 33(4) of the Planning Act. (Bath Road and Sir John A. MacDonald Blvd.)
(File No. 3-12.4-1)

(427) From Homestead Land Holdings Limited notifying of their recent purchase from Ontario Housing Corporation of a 9.6 acre parcel, Block "S", Calvin Park, South-East Corner Bath Road & Portsmouth Avenue, and noting of commencement of design of a suitable proposal for Block "S" which can be either 28 units per acre, or, by adding an additional building, use a higher density.
(File No. 8-3.5)

Which has been Referred to the Traffic, Streets & Parking Administrator

(428) From the Ministry of Transportation and Communications forwarding a copy of Ontario Regulation 396/79 which amends O. Reg. 668/78 of the Highway Traffic Act dealing with the application of a new Maximum Weight on Bridges Sign and attaching an internal directive which sets out the Ministry's policy with respect to displaying the signs on the King's Highways.
(File No. 21-5)

To be Filed

(429) From the Association of Municipalities of Ontario forwarding a copy of their Auditors' Report as at and for the year ended December 31, 1978.
(File No. 1-5)

(430) From the Association of Municipalities of Ontario forwarding their booklet entitled "Resolutions, Proposals and First Report of the Legislation and Resolutions Committee (to be considered at the Annual Conference in Toronto, Ontario, August 19th, 20th, 21st and 22nd, 1979) and Constitution.
(File No. 1-5)

(431) From CORTS (Canada-Ontario Rideau-Trent-Severn) notifying the City of a public meeting to be held by CORTS Advisory Committee in Bath, Ontario, in St. John's Memorial Hall, Church Street, on Thursday, August 23, 1979, from 7:00 p.m. to 9:00 p.m. (approximately) for the purpose of hearing comments on the issues of lack of docking, government competition, waterlots, broken down pump-out facilities and sewage disposal.
(File No. 3-17)

(432) From the Honourable Keith Norton acknowledging receipt of a copy of City's resolution concerning the City of Windsor Policing to Major Urban Municipalities and Regional Areas.
(File No. 19-7)

COMMUNICATIONS (Cont'd)

(433) From the Ministry of Treasury and Economics forwarding a copy of their report entitled "Ontario Finances" which covers the first quarter's activity and presents an update on the 1979 Ontario Budget.
(File No. 17-9)

(434) Copy of a letter to the Frontenac Hotel, 178 Ontario Street, Kingston, from the Liquor Licence Board of Ontario acknowledging receipt of an application for building alterations and reduction of bedroom accommodation.
(File No. 12-6)

(435) To be Filed

From Mr. Gordon J. Ogilvie, Regional Assessment Commissioner, Assessment Region No. 5, Counties of Frontenac, Lennox and Addington, notifying of the new 1979 Assessment Equalization Factors as published in the July 14, 1979, issue of *The Ontario Gazette.*

The factors are used by the Province to calculate Resource Equalization Grants to municipalities and Education Grants to school boards.

The Commissioner notes that the Minister has stated, ".....no municipality or school board will receive less grants in 1980 because of the introduction of the new factors."

The method of calculation of the factors, based on a large sample of actual assessments compared to sales and or appraisals, is detailed in the letter.

The Assessment Equalization Factors for the County of Frontenac are:

Municipality	1979 Equalization Factor	Former (1971 to 1978) Equalization Factor
City:		
Kingston	12.18	25.30
Townships:		
Barrie	4.40	16.02
Bedford	5.21	21.10
Clarendon & Miller	4.64	18.57
Hinchinbrooke	5.20	19.83
Howe Island	5.64	20.19
Kennebec	5.51	20.60
Kingston	9.67	19.90
Loughborough	6.57	18.18
Olden	5.08	19.60
Oso	6.08	21.30
Palmerston & North & South Canonto	4.81	19.65
Pittsburgh	7.66	18.70
Portland	7.05	19.86
Storrington	6.55	19.71
Wolfe Island	6.90	22.60

(Note: Assessment Equalization Factors are also used, together with Residential & Farm Assessment of Public School and Separate School Supporters, to determine the number of "City" members and the number of "County" members on the Frontenac, Lennox and Addington County Roman Catholic Separate School Board and on the Frontenac County Board of Education.)
(File No. 1-3)

COMMUNICATIONS (Cont'd)

(436) From the Honourable Keith Norton thanking the City for a copy of Council's resolution concerning the Town of Hawkesbury, Daylight Saving Time.
(Clause 7, Report No. 78, 1979)
(File No. 19-7)

To be Filed

(437) Copy of a letter to Radley & McNeely, Barristers & Solicitors from the Liquor Licence Board of Ontario advising of a public meeting of the Board to be held on August 7, 1979 at 10:00 a.m. at the Royal Canadian Legion, 261 Ontario Street, Kingston, to consider the application for an additional dining lounge licence at the Hellas Tavern, 403 Princess Street, Kingston.
(File No. 12-6)

(438) Copy of a letter to Howard Johnson's Confederation Place Hotel from the Liquor Licence Board of Ontario advising of a public meeting of the Board to be held on August 7, 1979 at 10:00 a.m. at the Royal Canadian Legion, 261 Ontario Street, Kingston, to consider the application for a patio (dining lounge) licence at Howard Johnson's Confederation Place Hotel, 237 Ontario Street, Kingston.
(File No. 12-6)

Which has been Referred to the Chief Administrative Officer

(439) From the Corporation of the Township of West Carleton, Kinburn, Ontario, requesting financial assistance from the City of Kingston to aid the communities within the Township of West Carleton that suffered severe damage due to the rising waters of the Ottawa River during the period of April 26 to May 4, 1979.
(File No. 7-3)

To be Filed

(440) Copy of a letter to Mother's Restaurants Incorporated from the Liquor Licence Board of Ontario acknowledging receipt of an application to convert existing dining room to dining lounge at Mother's Pizza Parlour Restaruant, 546 Bath Road, Kingston, and advising that their proposal will be presented for consideration at the earliest opportunity.
(File No. 12-6)

(441) Copy of a letter to Director of Purchasing and Food Services, Queen's University, Kingston, from the Liquor Licence Board of Ontario advising of their favourable decision with regard to their application for additional lounge facilities in the following locations at 164 Barrie Street which are to be connected to 162 Barrie Street:

Lounge #20	Main Floor	(58 persons)
Lounge #21	Second Floor	(44 persons)
Lounge #22	Second Floor	(9 persons)
Lounge #23	Third Floor	(11 persons)
Lounge #24	Third Floor	(17 persons)
Lounge #25	Third Floor	(19 persons)

(File No. 12-6)

COMMUNICATIONS (Cont'd)

(442) Copy of a letter from the City of Toronto advising that the Toronto City Council has adopted a resolution from Windsor City Council concerning the amendment of the Municipal Elections Act to give municipalities the option of implementing three-year terms for municipally-elected representatives, and requesting that other Ontario municipalities give consideration to such amendment to the Municipal Elections Act.
(File No. 5-2)

To be Filed

(443) From The Cataraqui Region Conservation Authority Executive Committee forwarding a copy of their meeting held on July 18, 1979.
(File No. 3-16)

(Note: copies distributed to members of Council)

(444) From the Honourable Claude Bennett, Ministry of Housing, advising of his approval pursuant to Section 22(2) of The Planning Act, R.S.O. 1970, to the designation as a redevelopment area of the area outlined and described in the City's By-Law No. 79-96, which was passed by Council on May 28, 1979 and noting that the approval of area designation does in no way imply or enhance the future possibility of the City receiving financial assistance under the Ontario Downtown Revitalization Program.
(File No. 4-3.5)

To be Referred to the Traffic, Streets & Parking Administrator

(445) From the Arts and Science Orientation Committee for Queen's University requesting permission to close Queen's Crescent to through traffic on Thursday, September 13, 1979 for the purpose of holding a Mardis Gras. This event would be an extension of their charity day activities with several fund raising functions incorporated into the evening and entertainment is to be provided by two non-amplified bands, an indoor casino, an indoor cabaret, movies and carnival games. The Mardis Gras will be controlled by A.M.S. constables. (See Delegation No. 2)
(File No. 20-9)

Which has been Referred to the Chief Administrative Officer

(446) From Mr. Jehuda J. Kaminer, Solicitor for neighbours of the proposed Salvation Army Group Home at 227 Collingwood Street notifying that the location of the proposed home is within 180 meters of Sunnyside School and Home, a group home, which is not permitted under the City's zoning by- law, and stating that they believe the proposed home is a crisis centre, the location of which in residential zoned area is inappropriate. They request the matter of the location of the proposed house be investigated.
(File No. 20-5.3)

(Note: Copy of letter distributed to each member of Council)

(See Communication No. 447)

COMMUNICATIONS (Cont'd)

(447) From the City Treasurer reporting on a meeting held with Mr. Jehuda J. Kaminer, Solicitor, for neighbours of the proposed Salvation Army Group Home at 227 Collingwood Street. (File No. 20-5.3)

(Note: A copy of the report was distributed to each member of Council)

(See Communication No. 446)

To be Filed

(448) From a group of citizens at R.R.#1 Arden, Ontario protesting the use of leg-hold traps.
(File No. 1-1)

(449) From the Ministry of Industry and Tourism commenting on the resolution of the City of Kingston respecting the Discriminatory Business Practices Act, 1978 and advising that in the opinion of the Ministry of Consumer and Commercial Relations, the Act does not prohibit Municipal Councils from sourcing from local businessmen where all other matters are equal. (R. 55(2)79)
(File No. 19-7)

(450) From the Kingston Administrative Association advising that at their meeting of August 2, 1979 they accepted Council's action concerning the Association's proposals for this year's revision of salaries and benefits and Council's intent to hire Consultants to look into senior level salaries, with a report to be finalized in 1979.
(File No. 5-3.9)

To be Referred to the Chief Administrative Officer

(451)

From Mrs. Susan Thorne, Corresponding Secretary, Association of Women Electors expressing concern regarding the current developments on the property known as the Davis Tannery site. Specifically, it is requested:

"1. That filling and bulldozing be stopped and no new fill permit be issued until the machinery for full implementation of the specified clean-up procedures is in place.

2. This includes a fully trained, on-site inspector during all filling, bulldozing and clean-up procedures.

3. That the whole berm be constructed as specified and constructed only of impermeable clay, prior to any further dumping in the marsh.

4. That dust abatement procedures be implemented and dust monitoring be conducted, as specified.

5. That there be clear indentification of the hazard areas where the containminated fill will be dumped, and that these be lined with clay as specified, and that the stockpiled fill be identified as contaminated or non-contaminated as specified and placed accordingly.

COMMUNICATIONS (Cont'd)

(451) (Cont'd)

6. That scalping of the high land is conducted accroding to the contour plan (if it was made) and that the specified contouring of the low lying area be follows.

7. That the cattail buffer be retained as a condition of the new fill permit (as it was a carefully considered condition of the former fill permits) and that the cattail buffer be retained on the site. If the role of the cattail buffer is to be re-evaluated, we ask that this be done by an impartial soils scientist (who might also then re-evaluate the role and location of the berms)."

(Note: A copy of the letter from the Association of Women Electors was distributed to all members of Council with the agenda.)

(File No. 25-2.19-4)

COMMITTEE OF THE WHOLE

(A) That Council resolve itself into the Committee of the Whole to receive delegations and reports, with Mayor Keyes in the Chair.

DELEGATIONS

(1) Mr. Stan Collins, Chairman of the Downtown Core Committee, will be present with regard to Report No. 82.

(2) Mr. John Williamson, Chairman of Arts & Science Orientation Committee, will be present to discuss Communication No. 445.

(3) Mr. Jehuda K. Kaminer, on behalf of the neighbours in the area of 227 Collingwood Street will be present to discuss Communication Nos. 446 and 447.

(4) Mr. K. Kramer, President of the Downtown Businessmen's Association, will be present with regard to Report No. 83.

(Note: A copy of a brief from the Downtown Businessmen's Association was distributed to all members of Council with the Agenda)

REPORTS

That Report No. 80 of the City of Kingston Planning Board be received and adopted.

That Report No. 81 of the Chief Administrative Officer be received and considered.

That Report No. 82 of the Downtown Core Committee be received and adopted.

That Report No. 83 be considered.

REPORT NO. 80

August 2, 1979.

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. That the following plans, submitted by the Kingston Congregation of Jehovah's Witnesses, P.H. Erkkila, Architect, for a Church-Hall and two dwelling units at 127 Butler Street:

Plan # 1 - Site Plan - Scale: 1"=20'0" - June 1979

Plan # 5 - Elevations (north & south) - Scale: 1/4"=1'0" - June, 1979

Plan # 6 - Elevations (east & west) - Scale: 1/4"=1'0" - June, 1979

be approved, subject to the owner entering into a Development Control Agreement, which shall include the following conditions:

a) that development shall be in accordance with the above listed plans;

b) that all parking areas and vehicular access routes shall be paved;

c) that a landscaping plan shall be submitted within three months of the date of approval by Council and implemented within one year of the issuance of the building permit;

d) that drainage of the site be directed to Butler St. in a manner which is suitable to the City Engineer;

e) that a new 2" dia. water service shall be installed to service the building.

Respectfully submitted,

CHAIRMAN

REPORT NO. 81

August 13, 1979

To the Mayor and Aldermen:

The Chief Administrative Officer reports and recommends as follows:

1. That as recommended by the Commissioner of Parks and Recreation, notwithstanding the provisions of By-Law No. 21, "A By-Law Fixing Rental to be Charged for Memorial Hall, Committee Rooms and Council Chambers, the City of Kingston and District Folk Arts Council be permitted to use Memorial Hall on August 31, 1979 from 7:30 p.m. to 10:30 p.m. at no charge.

   (Note: Copy of report of Commissioner of Parks & Recreation is attached as Schedule "A", 2 pages)

2. That the attached resolution from the City of Chatham petitioning the Province of Ontario to reconsider the advisability of enacting an amendment to the Municipal Act to make it mandatory that Council by By-Law require an election to be held to fill a vacancy in Council where the vacancy occurs before the first day of November in the year before an election year, be endorsed.

   (Note: see attached Schedule "B", 2 pages)

3. That, as it is believed that the City of Kingston has acted in the best interest for dealing with the refugee problem, the following resolution of the City of Kitchener be NOT endorsed:

> *"Whereas the Government of Canada and the Governments of the Provinces of Canada have demonstrated moral leadership in regard to the problems of the refugees of Vietnam; and,*
>
> *Whereas the City of Kitchener recognizes the responsibility of Municipal Governments in Canada to demonstrate moral leadership on social issues as well,*
>
> *Therefore Be It Resolved That:*
>
> *In an effort to alleviate the suffering of some of these Vietnamese refugees, the City of Kitchener, on behalf of its citizens, proposes to agree to sponsor a refugee family, when Provincial enabling legislation allows, in the hope that this action will stimulate other community organizations and citizens of Kitchener, as well as other Ontario municipalities, to also offer these people the freedoms, rewards and responsibilities of Canadian Citizenship.*
>
> *And furthermore, we request the Government of the Province of Ontario to pass necessary enabling legislation as soon as possible."*

REPORTS (Cont'd)

Report No. 81 - Chief Administrative Officer

4. That as recommended by the Commissioner of Works since a sufficiently signed petition has been received, a By-Law be presented to Council to authorize the reconstruction of a concrete sidewalk 1.89 m (6.2 ft.) wide in Princess Street, north side, from Ontario Street easterly 40.11 m (131.58 ft.) under the provisions of Section 7 of the Local Improvement Act as follows:

Total Estimated Cost	$3,200.00
Owner's Share	$1,079.19
M.T.C. Subsidy	$ 546.00
City's Share	$1,574.81
Debenture Amount	$2,654.00

(Note: Copy of report of Commissioner of Works is attached as Schedule "C", 1 page)

(See By-Law 1: No. 79-163)

5. That as recommended by the Commissioner of Works, since a sufficiently signed petition has been received, a By-Law be presented to Council to authorize the construction of a concrete sidewalk in Portsmouth Avenue, 1.5 m wide, east side, from Princess Street southerly 63.70 m (209 ft.) under the provisions of Section 7 of the Local Improvement Act as follows:

Total estimated cost	$5,250.00
Owner's share	$1,082.54
City's share	$4,167.46
Debenture amount	$5,250.00

(Note: Copy of report of Commissioner of Works is attached as Schedule "D", 1 page)

(See By-Law 2: No. 79-164)

6. That as recommended by the Commissioner of Works, notwithstanding the provisions of By-Law No. 14, "A By-Law Relating to Sewers and Drains", the storm sewer connections from the extension of Hotel Dieu Hospital to the existing combined sewers on Brock Street and Johnson Street as shown on Drawing No. SKM 101 latest Revision July 1979 by R.P. Allsop & Associates be approved subject to the elevation of the sewer services being satisfactory to the City and controlled flow roof drains being installed.

(Note: Copy of report of Commissioner of Works is attached as Schedule "E", 2 pages)

(See By-Law 3: No. 79-165)

7. That as recommended by the Commissioner of Works notwithstanding the provisions of By-Law No. 14, "A By-Law Relating to Sewers and Drains", the proposed storm sewer connection of Mills Office Suppliers Ltd's new office building at the corner of Bagot Street and Brock Street to the combined sewer on Bagot Street be approved subject to the elevation of the sewer service being set to accommodate future sewer separation satisfactory to the City and controlled flow roof drains being installed.

(Note: Copy of report of Commissioner of Works is attached as Schedule "F", 2 pages)

(See By-Law 3: No. 79-165)

REPORTS (Cont'd)

Report No. 81 - Chief Administrative Officer

8. That a grant of $100.00 be made to the Township of West Carleton for financial assistance for damages to residences and business establishments due to the rising waters of the Ottawa River, and further, that the following budget transfer be approved:

	Increase	Decrease
Finance Contingencies		$100.
Finance Grants	$100.	

(Note: Copy of report of the Chief Administrative Officer is attached as Schedule "G", 2 pages)

9. That as recommended by the City Treasurer, as the City of Kingston has had the same problem with additional assessments made during the year, the attached resolution from the City of Kitchener requesting the Ministry of Revenue to review the assessment information program which alters the information to be provided to the municipalities with a view to providing to municipalities all information previously received in useable form and at no increase in cost to municipalities, be endorsed.

(Note: Copy of report of City Treasurer and a copy of the resolution of the City of Kitchener is attached as Schedule "H", 2 pages)

10. That as recommended by the Commissioner of Works, and subject to the approval of the Ministry of Transportation and Communications, the tender of J. Sousa Contractor Limited, 765 Baker Crescent, in the amount of $136,569.71, to construct and reconstruct the concrete sidewalks on the streets listed in the information for Tenders of Contract 79-1W be accepted being the lower tender received.

(Note: There are sufficient funds in the Capital Budget for this purpose and approval for the work has been received from the Ontario Municipal Board.
See report of the Commissioner of Works attached as Schedule "I", 1 page)

11. That as recommended by Mayor Keyes, the week of September 21st to September 28th, 1979 be proclaimed Grand Theatre Week in honour of the Grand Theatre's 100th Birthday and Official Opening following renovations.

12. WHEREAS, Council at their meeting of July 23, 1979, (Clause 11, Report No. 78) approved the entering into an agreement with Correctional Service Canada, Frontenac Institution, to lease 500 acres of airport land for agricultural purposes commencing June 1, 1979, for a period of two and one-half years and a land use charge of $2,500;

AND WHEREAS notification has been received from the Correctional Service Canada requesting that approval be given to a two year lease from June 1, 1979 to June 1, 1981, at a cost of $2,000 payable June 1, 1980 with no rental charged for the year 1979 for the reasons set forth in the letter attached hereto as Page 1 of Schedule "J";

REPORTS (Cont'd)

Report No. 81 - Chief Administrative Officer

12. (Cont'd)

THEREFORE BE IT RESOLVED that as recommended by the Commissioner of Industries and Airport Administrator, approval be given to enter into an agreement for a two year trial period commencing June 1, 1979 at a cost of $2,000, payable June 1, 1980 with no rental for 1979 and the Mayor and City Clerk be authorized to sign said agreement and that Clause 11, Report No. 78, be rescinded.

(Note: See report of the Chief Administrative Officer and the Commissioner of Industries and Airport Administrator attached hereto as Page 2 and 3 of Schedule "J").

13. WHEREAS, in the opinion of the Public Works Department weather conditions are unfavourable for sodding of the boulevard in the Newcourt Field Subdivision which forms part of contract No. 79-7W with J. Sousa Contractor Limited because the hot and dry weather will make it hard for the grass to survive.

THEREFORE BE IT RESOLVED that as recommended by the Commissioner of Works, since the weather conditions are unfavourable for sodding and since the developer and contractor agree to postpone the sodding operation, an extension of the completion time of Contract 79-7W to September 10, 1979, be authorized;

AND FURTHER, that the Mayor and City Clerk be authorized to sign the amending agreement.

(Note: See Report of Commissioner of Works attached hereto as Page 1 of Schedule "K".)

14. WHEREAS, there is an old stone box sewer that runs across the block bounded by Princess, Frontenac, Mack and Albert Streets through private properties without an easement and this makes maintenance very difficult;

AND WHEREAS, the cause of this situation is that the old sewer took the route of a natural water course and if the future sewers are located on the street, it would cost the City $60,000± more than if they were built in the proposed easement through different properties as shown on the plan herewith attached(Schedule "L", Page 2);

AND WHEREAS for this reason the Public Works Committee authorized the Department to attempt to acquire easements;

THEREFORE be it resolved that the City enter into the standard form of easement agreement with Mr. Leonard Archibald Wheeler and Etta Rowena Wheeler, one of the five owners involved, at a cost of $40.00 plus survey and registration costs,

AND FURTHER that the Mayor and City Clerk be authorized to sign this agreement.

(Note: See report of Commissioner of Works attached hereto as Schedule "L", Pages 1 and 2)

REPORTS (Cont'd)

Report No. 81 - Chief Administrative Officer

15. That, as recommended by the Commissioner of Parks and Recreation and the City Solicitor, the City Solicitor be requested to prepare a by-law as follows for later consideration by Council:

a) To provide, in accordance with Section 24(a) of Section 352 of The Municipal Act, RSO, 1970 as amended for the keeping in the custody of the municipality things of historical value or interest donated or loaned to the municipality and for entering into agreements with the donor or lender for the keeping of such things,

- and -

b) To provide in accordance with the omnibus section of the Municipal Act, RSO, 1970, Section 242, as amended which gives a municipality the authority to pass by-laws which would have the effect of benefiting the welfare of the inhabitants of the municipality generally, that persons who receive permission to dig on City property be informed that on the discovery of any items of possible archeological or historical interest the person in charge will take charge of such items and will that day inform the Mayor or Chief Administrative Officer of the City of Kingston of the discovery and give the items into the hands of that Officer of the City and that items of archeological or historical interest discovered in excavations on property of the City of Kingston are and shall remain the property of the City of Kingston.

(Note: See report attached as Schedule "M", Pages 1 to 5.)

16. That, as recommended by the Welfare Administrator, the "Final Report of the Provincial-Metropolitan Toronto Task Force on the Elderly Persons Centre Act" be endorsed.

(Note: See Schedule "N" attached hereto, Pages 1 to 9. Schedule "N" contains a copy of the Task Force Report along with the report of the Chief Administrative Officer and the Welfare Administrator.)

REPORTS - Report No. 81 (cont'd).

17. THAT, WHEREAS the sum of $4,542.01 was withheld for the high void test in the as-laid asphalt in Queen Street from Contract 78-3W;

AND WHEREAS the asphalt pavement was inspected in the early spring of this year and again recently. In the stretch of Queen Street from King Street to Wellington Street and at the intersection of Queen and Bagot Streets some surface wear is evident;

AND WHEREAS the contractor, Donald A. Foley Ltd. has agreed to overlay Queen Street in full width from King Street to 25' west of Wellington Street and the intersection of Queen and Bagot Streets at his expense;

THEREFORE BE IT RESOLVED, that as recommended by the Commissioner of Works the holdback in the amount of $4,542.01 (Contract No. 78-3W) be released upon the completion of the overlay.

(Note: See the report of the Commissioner of Works attached hereto as Schedule "O", 1 Page.)

18. THAT, WHEREAS there has been damage to the grass and trees along Court Street and it is believed necessary to provide some protection;

AND WHEREAS the matter has been discussed with the Commissioner of Parks and Recreation who is of the opinion that the trees and grass do suffer some damage as presently positioned in relation to the very informal road-park line of definition;

AND WHEREAS the Commissioner of Works has examined the situation and has offered various alternatives for improving the area as set out in Schedule "P", Page 2;

THEREFORE as recommended by the Commissioner of Works, a detailed estimate be provided to be based on a decision of Council as to the extent of the work they would like to have undertaken on the east side of Court Street.

(Note - See the report of the Commissioner of Works attached hereto as Schedule "P", 3 Pages.

- See also Clause 19.)

19. THAT, WHEREAS the Treasury Department has advised that unexpended debenture proceeds arising from previous pavement resurfacing projects amounting to $24,407.50 has been credited to the payment of the 1979 debenture debt for roads pursuant to the Municipal Act, R.S.O. 1970, as amended;

AND WHEREAS the application of this surplus to the 1979 debenture debt has the effect of reducing expenditures in the current Works Department Budget;

THEREFORE it is requested by the Commissioner of Works that Council make a decision to:

a) apply the required amount of funds based on the estimate to be provided as decided by Council in Clause 18 to the required work with regard to Court Street.

- or alternatively -

b) authorize the preparation of a schedule of general rate road improvements for Council approval in the amount of approximately $24,000.

(Note: See the report of the Commissioner of Works attached hereto as Schedule "Q", 1 Page.)

REPORTS - Report No. 81 (cont'd).

20. That, as recommended by the Commissioner of Parks and Recreation, the Parks & Recreation Department be given authority to persue further negotiations with the Canadian Hearing Society towards the finalization of a formal lease agreement for the rental of the 2nd floor space at City Park Recreation Centre with all final leasing arrangements to be done in co-operation with the City Solicitor's office and returned to Council for final approvals.

(Note: See report of the Commissioner of Parks and Recreation attached hereto as Schedule "R", 5 Pages).

21. That, as recommended by the consulting engineer, Mr. Tom Roberts, and the Commissioner of Parks and Recreation, the tender of McKay Restorations in the amount of $8,400. being the lower tender received be accepted for the wall renovations at the J. K. Tett Creativity Centre at 370 King Street and the Mayor and City Clerk be authorized to sign a contract for the work when the City Solicitor has indicated that the contract is in satisfactory form and the necessary performance bond and insurance has been received.

(Note: See report of the Commissioner of Parks and Recreation attached hereto as Schedule "S", 1 Page).

22. That, as recommended by the Traffic, Streets and Parking Administrator, Council grant permission to the Half Marathon Committee to temporarily close King Street, Union Street, Court Street and West Street on Sunday, September 2nd 1979, beginning at 9 a.m.

(Note: See report of the Commissioner of Traffic, Streets and Parking attached hereto as Schedule "T", 5 Pages).

(See By-Law 5: No. 79-167)

23. That, Since Council has not proceeded with the closing of the entire Queen's Crescent;

And Since, Queen's University has now removed the material from Queen's Crescent;

A By-Law be Presented to Council to rededicate that portion of Queen's Crescent closed by By-Law No. 9034, "A By-Law to Stop Up and Close Queen's Crescent between University Avenue and Albert Street".

(See By-Law 6: No. 79-168)

24. That as recommended by the Administrator of Traffic, Streets and Parking, by-laws be presented to Council to authorize the execution of two connecting link agreements with the Ministry of Transportation and Communications under the Public Transportation Highway Improvement Act, R.S.O. 1970, Chapter 20, adequate funds having been provided for this project.

a) Relocation of Utilities on Princess St. from Sir John A. Macdonald Boulevard to 191.50 m. west of the Parkway.

Total Estimated Cost	$92,728.90
City's share	45,889.45
MTC share	46,839.45.

REPORTS - Report No. 81 (cont'd.)

Clause 24, (cont'd.)

b) Construction of Princess St. from 196.28 m. east of Portsmouth Avenue to 191.50 m. west of the Parkway including the widening of approaches to Princess St. on Portsmouth Avenue.

Total Estimated Cost	$485,442.21
City's share	123,610.55
MTC share	361,831.66.

(See Schedule "U" - 2 Pages).

(See By-Laws 7 & 8: No. 79-169 & No. 79-170)

Respectfully submitted,

R.J. Hamilton
Chief Administrative Officer

Schedule "A" to Report No. 81
(Page 1)

JUL 31 1979

MEMORANDUM

DEPARTMENT
OF
PARKS AND RECREATION

TO: Mr. R.J. Hamilton, Chief Administrative Officer

FROM: Mr. D.R. Fluhrer, Commissioner, Parks & Recreation

DATE: July 31, 1979

RE: Waiver of fees - Memorial Hall
Kingston & District Folk Arts Council
August 31, 1979 - 7:30 P.M. - 10:30 P.M.

I recommend that the usual fees be waived regarding the above, as it is for the benefit of the community at large and is free.

The usual costs would be as follows;

$15.00 for first hour.
$ 5.00 for each additional hour.
Two security people at $6.00 each per hour for three hours (no staff on Friday evenings).

Douglas Fluhrer
Commissioner

DRF/mc

CC: Mr. Ed. Preston
Ald. Yuri Tarnowecky

Schedule "A" to Report No. 81
(Page 2)

JUL 25 1979

July 24, 1979

Mr. R. Hamilton
Chief Administrative Officer
City Hall
Kingston, Ontario

Dear Sir:

RE: KINGSTON & DISTRICT FOLK ARTS COUNCIL
. USE OF MEMORIAL HALL

I would advise that I have been approached by Mr. Wenzel Raabe, on behalf of Kingston & District Folk Arts Council, to request permission to use Memorial Hall from 7:30 p.m. to 10:30 p.m. on Friday, August 31, 1979, for the purpose of staging a symphony concert, and that the normal fees in this regard be waived.

The Council is sponsoring a group from Saltzburg, Austria that range in ages from 10 to 58 years. The public will be invited to attend free of charge although, I am led to believe, there may be a voluntarily silver collection.

Thanking you in advance for your anticipated co-operation.

Yours very truly,

YURI TARNOWECKY

YT:ec

CC: Mr. D. Fluhrer

Schedule "B" to Report No. 81
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 19-7

July 30, 1979

MEMORANDUM

TO: Mayor Keyes & Members of Council

FROM: R.J. Hamilton, C.A.O.

RE: Resolution - City of Chatham
- Fill a Vacancy in Council

We have reviewed these documents with Mr. M.C. Healy, City Clerk and as Council members are aware, under section 4A of By-Law 1 reads as follows:

> "If a Council vacancy occurs on or after the 1st day of September in an election year, such vacancy shall not be filled. (Pursuant to Section 45(3) of The Municipal Act, R.S.O., 1970, as amended.)

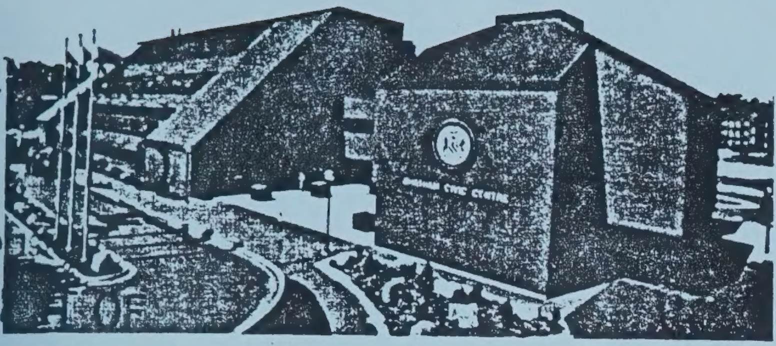
We concur with the opinion expressed by the City of Chatham, that a bi-election could be very costly and as such we recommend the endorsement of the said resolution at this time.

R.J. Hamilton,
C.A.O.

RJH/sd

Schedule "B" to Report No. 81
(Page 2)

Refr to ·C H O.



DEPARTMENT OF
City Clerk

CORPORATION OF THE CITY OF CHATHAM

X 640
HAM, ONT., July 11, 1979
8

OUR FILE
YOUR FILE

CITY COUNC
MEETING C
23 JUL 1979
COMMUNIC
No: 407

TO: MUNICIPALITIES IN ONTARIO

I have been instructed to send you a copy of the following resolution which was passed by Council at its regular meeting held July 9, 1979.

> "WHEREAS the Provincial Legislature did on the 7th day of June, 1979 give first reading to Bill 124, "An Act to Amend The Municipal Act."
>
> AND WHEREAS the said Bill 124, if finally passed, will make it mandatory that Council by by-law require an election to be held to fill a vacancy in Council where the vacancy occurs before the 1st day of November in the year before an election year.
>
> AND WHEREAS it is the opinion of Council that the cost of conducting a by-election cannot be justified.
>
> AND WHEREAS the Council deems the present permissive legislation to be fair and equitable.
>
> THEREFORE be it resolved that the Legislature of Ontario be petitioned to reconsider the advisability of enacting the proposed amendment to The Municipal Act, and that the present permissive legislation remain in force.
>
> AND FURTHER that copies of this Resolution be forwarded to The Honourable Thomas L. Wells, Minister of Intergovernmental Affairs, The Association of Municipalities of Ontario, The Local Members of the Legislative Assembly and other Municipalities in Ontario, requesting their support."

Your support in this matter would be greatly appreciated.

Yours very truly,
H. Allan Matheson
H. Allan Matheson, A.M.C.T.
Deputy City Clerk

HAM/aem

Schedule "C" to Report No. 81
(Page 1)

MEMORANDUM

AUG 3 1979

TO: Mr. R. J. Hamilton,
Chief Administrative Officer

DATE: July 26, 1979

SUBJECT RECONSTRUCTION OF CONCRETE SIDEWALK 1.89 m(6.2') wide in Princess Street, north side, from Ontario Street easterly 40.11 m(131.58')

ORIGIN A sufficiently signed petition has been received for the above described work.

ANALYSIS The existing sidewalk is in bad condition and reconstruction is required.

EXISTING POLICY Reconstruction of sidewalk in a commercial area is carried out under the Local Improvement Act.

FINANCIAL This work is included in the approved 1979 Sidewalk Reconstruction Schedule. Adequate funds are available.

RECOMMENDATION That, since a sufficiently signed petition has been received, a by-law be passed to authorize the reconstruction of the concrete sidewalk 1.89 m (6.2') wide in Princess Street, north side, from Ontario Street easterly 40.11 m (131.58') under the Provisions of Section 7 of the Local Improvement Act.

Total Estimated Cost	$3,200.00
Owner's Share	$1,079.19
M.T.C. Subsidy	$ 546.00
City's Share	$1,574.81
Debenture Amount	$2,654.00

D. Graham, P. Eng.
Commissioner of Works

PL/jc

Schedule "D" to Report No. 81
(Page 1)

AUG 3 1979

MEMO TO: Mr. R. J. Hamilton, Chief Administrative Officer

DATE: July 24, 1979

SUBJECT: Construct a concrete sidewalk in Portsmouth Ave., 1.5m wide east side, from Princess Street southerly 63.70m (209')

ORIGIN: A sufficiently signed petition for the above described work has been received.

ANALYSIS: This work is a continuation of the sidewalk we constructed in 1978 in Portsmouth Ave.

EXISTING POLICY: For a new sidewalk the construction is carried out under the Local Improvement Act.

FINANCIAL: This work is in the previously approved 1979 sidewalk schedule. There are adequate funds in the 1979 Capital Budget.

RECOMMENDATION: That since a sufficiently signed petition has been received, a by-law be passed to authorize the construction of a concrete sidewalk in Portsmouth Ave., east side from Princess Street southerly 63.70m (209') under the provisions of Section 7 of the Local Improvement Act.

Total estimated cost	$5,250.00
Owners' share	$1,082.54
City's share	$4,167.46
Debenture amount	$5,250.00

D. Graham, P. Eng.,
Commissioner of Works.

PL/ms

Schedule "E" to Report No. 81
(Page 1)

AUG 3 1979

MEMORANDUM

TO: Mr. R. J. Hamilton,
Chief Administrative Officer

DATE: July 31, 1979

SUBJECT: Connection of Storm Drainage from Hotel Dieu Hospital Extension to combined sewers on Brock Street and Johnston Street

---

ORIGIN: Letter dated July 3rd from R. P. Allsop & Associates (1971) Ltd.

ANALYSIS: The proposed connections are as follows:

(1) On Brock St. approx. 150'± West of Bagot St.
(2) On Brock St. approx. 380'± West of Bagot St.
(3) On Johnson St. " 110'± West of Bagot St.

There are no storm sewers in the immediate area. Money has been set aside in the Capital Budget in 1980 for installation of a storm sewer on Johnson Street from Clergy Street to Bagot Street.

No flooding problems have been reported downstream of the proposed connections.

ALTERNATIVES: There are no other feasible alternatives.

EXISTING POLICY: Council has, on occasion, approved temporary storm connections to the combined system where there are no storm sewers available and where the connection will not result in downstream flooding.

RECOMMENDATIONS: That notwithstanding the Provisions of By-Law #14 the storm sewer connections from the extension of Hotel Dieu Hospital to the existing combined sewers on Brock Street and Johnson Street as shown on Drawing No. SKM 101 latest Revision July 1979 by R. P. Allsop & Associates be approved subject to the elevation of the sewer services being satisfactory to the City and controlled flow roof drains being installed.

JMC:ms

D. Graham, P. Eng.,
Commissioner of Works.

Schedule "E" to Report No. 81
(Page 2)

R. P. ALLSOP & ASSOCIATES (1971) LIMITED
CONSULTING ENGINEERS
178 TORBAY ROAD, MARKHAM, ONTARIO L3R 1C9 TEL.: (416) 495-6684

July 3, 1979

Ref: 77-003

City of Kingston,
Engineering Department,
19 Queen Street,
Kingston, Ontario.

Attention: Mr. J. Campbell

Re: Hotel Dieu Hospital
Major Expansion

Gentlemen:

Further to our recent discussions, please find enclosed herewith three copies of our Drawing SKM-101-B which details the proposed sanitary and storm sewer requirements.

The Hospital requests permission to connect the proposed new storm and sanitary connections to your existing combined sewers on Brock and Johnson Streets.

We look forward to a favourable reply and approval.

Yours very truly,

J. E. Keeling
ja/encl.

cc-Smith, Mill & Ross, Architects
Att: Mr. S. Greig

Jim
For attn

Schedule "F" to Report No. 81
(Page 1)

AUG 3 1979

MEMORANDUM

TO: R. J. Hamilton,
Chief Administrative Officer

DATE: July 17, 1979

SUBJECT: Storm connection from Mills Office Supply Building to Bagot Street combined sewer

---

ORIGIN

Letter from Emmons and Mitchell Construction Ltd. dated July 12, 1979.

ANALYSIS

There are no separate storm sewers in this area. There are no flooding problems reported on the sewer system downstream of the proposed connection.

We understand that the existing roof drainage is presently connected to Bagot Street through the existing service to be abandoned.

The proposal will eliminate an existing downspout entering the sidewalk at the face of the building.

ALTERNATIVES

No feasible alternative.

EXISTING POLICY

City Council has, on occasion, approved temporary storm connections to the combined system where there are no storm sewers available and where the connection will not result in downstream flooding.

RECOMMENDATIONS

That notwithstanding the Provisions of By-Law #14 the proposed storm sewer connection of Mills Office Suppliers Ltd's new office building at the corner of Bagot Street and Brock Street to the combined sewer on Bagot Street be approved subject to the elevation of the sewer service being set to accommodate future sewer separation satisfactory to the City and controlled flow roof drains being installed.

D. Graham, P. Eng.,
Commissioner of Works.

JC/ms

Schedule "F" to Report No. 81
(Page 2)

HELL, PRESIDENT
ONS, VICE-PRESIDENT

592 JUSTUS DRIVE
K7M 4H4
PHONE 389-4250

EMMONS & MITCHELL
CONSTRUCTION
LIMITED

KINGSTON ONTARIO

MEMBER
KCA
KINGSTON
CONSTRUCTION
ASSOCIATION

July 12, 1979

City of Kingston
Public Utilities Commission

Attention: Mr. Campbell

Re: Mills Office Suppliers Ltd
New Office Building

Dear Sir,

Enclosed please find our proposal for new sewer, storm, and water connections for the above noted project. Hoping this meets with your requirements.

Yours very truly,
Emmons and Mitchell Const. Ltd.

R. Vinkle

Schedule "G" to Report No. 81
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 7-3

August 2, 1979

MEMORANDUM

TO: Mayor Keyes and Members of Council

FROM: R.J. Hamilton,
C.A.O.

RE: REQUEST FROM TOWNSHIP OF WEST CARLETON

We have received a request from the Township of West Carleton for financial assistance for damages to residences and business establishments due to the rising waters of the Ottawa River. In this case the Province is matching dollar for dollar and we would therefore recommend that the amount of $100.00 be so allocated for this purpose.

Yours truly,

R.J. Hamilton,
C.A.O.

RJH/sd

Schedule "G" to Report No. 81
(Page 2)

AUG 1 1979
COPY FOR
Mr. R.J. Hamilton

Council - Which Has Been
Ref. to C.A.O.

Municipal Office (613) 832-1812
Roads Department (613) 832-1021

CORPORATION OF THE
TOWNSHIP OF WEST CARLETON
P.O. BOX 40
KINBURN, ONTARIO K0A 2H0

ILE
#7-3

July 1979.

To: All municipalities in Ontario.

Attention: Municipal Clerk.

Dear Sir or Madam:

During the period running from April 26 to May 4, 1979, many communities within our Township suffered severe damage due to the rising waters of the Ottawa River. This damage, which affected residences and business establishments, is not covered by insurance and amounts to many thousands of dollars. The final figures have not yet been tallied.

In response to a plea for assistance, the Government of the Province of Ontario has included our Township in the list of approved areas to receive aid. The Province will match on a 1 to 1 basis all dollars that we are able to raise from public and municipal sectors.

In light of the above, the Township of West Carleton respectfully requests that whatever financial assistance you can manage be directed to our West Carleton Disaster Relief Fund Committee, Box 40, Kinburn, Ont. K0A 2H0.

Yours very truly,

F. Marchington
Frank Marchington.
Mayor.

City of Kingston
RECEIVED
AUG 2 1979
DEPARTMENT OF
THE CITY CLERK

AUG 2 1979
Copy to:
- C.A.O.

Schedule "H" to Report No. 81
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE City Treasurer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

August 1st, 1979

TO: M. C. Healy,
City Clerk

FROM: B. G. Cousens,
City Treasurer

RE: Resolution - City of Kitchener

In reply to your memorandum of July 27th and attached Resolution from the City of Kitchener, I wish to advise that the City of Kingston has the same problem with additional assessments made during the year, as pointed out by the City of Kitchener in their Resolution.

I would, therefore, recommend to City Council that the City of Kingston endorse this Resolution.

BGC/jt

ity of Kingston
ECEIVED
AUG 1 1979
PARTMENT OF
E CITY CLERK

Schedule "H" to Report No. 81
(Page 2)

Council – Referred to the City Treasurer

ILE
#1-3

CITY COUNCIL
MEETING OF:
13 AUG 1979

COMMUNICATION
No: 416

City of Kitchener
EX INDUSTRIA PROSPERITAS

R. W. PRITCHARD, A.M.C.T., C.M.C.
City Clerk
City Hall, Box 1118
Kitchener, Ontario, Canada
Postal Code N2G 4G7
(519) 885-7242

July 20, 1979

Municipal Clerks of all Ontario
Cities and Regions

Dear Madam/Sir:

This is to advise you that the Council of the Corporation of the City of Kitchener at its regular meeting held on Monday, July 16, 1979 passed the following resolution, namely:

> "That Whereas the Ministry of Revenue has recently adopted an assessment information program which alters the information to be provided to the municipalities and, in some cases, the form in which it is provided;
>
> And Whereas, one of the changes made is that information concerning additional assessments made under Section 43 will no longer be provided to municipalities using electronic data processing in machine readable form;
>
> And Whereas, this change means that such additional assessments will have to be processed manually by such municipalities resulting in delay and additional cost to the municipality;
>
> And Whereas, we are advised that the reason for such changes is to reduce the data processing costs of the Ministry;
>
> And Whereas, this Council applauds the efforts of the Ministry towards fiscal restraint but points out that merely transferring Ministry costs to the municipalities does not result in any real saving to the taxpayers in general;
>
> Therefore be it resolved that the Minister of Revenue be asked to review his Ministry's new assessment information program with a view to providing to municipalities all information previously received in useable form and at no increase in cost to the municipalities;
>
> And that the City Clerk forward copies of this resolution to other Ontario cities and to the Association of Ontario Municipalities for endorsation and support."

Would you kindly advise the undersigned as to what action is taken by your Council and in the event it sees fit to endorse same to so advise the Minister of Revenue for the Province of Ontario.

Yours very truly,

R.W. Pritchard
City Clerk

RWP:pm

JUL 27 1979

copy to
– E.J. [illegible]

City of Kingston
RECEIVED
JUL 26 1979
DEPARTMENT OF
THE CITY CLERK

Schedule "I" to Report No. 81
(Page 1)

AUG 3 1979

MEMORANDUM

TO: Mr. R. J. Hamilton,
Chief Administrative Officer

DATE: July 31, 1979

SUBJECT: Tender acceptance of Contract 79-1W - Construction and Reconstruction of concrete sidewalks and concrete curbs

---

ORIGIN: Two tenders have been received for the above Contract, namely:

J. Sousa Contractor Limited	$136,569.71
Spada Tile Inc.	$144,233.92

ANALYSIS: Our sidewalk contracts in most cases are small and do not have many tenderers. The two companies that took part in this tender are hard competitors. The lower tender from J. Sousa is very reasonable and all the individual by-laws are adequately funded. J. Sousa's previous performances are satisfactory.

FINANCIAL: No financial difficulties introduced by this tender.

RECOMMENDATION: That subject to the approval of the Ministry of Transportation and Communications, the tender of J. Sousa Contractor Limited, 765 Baker Cresc., in the amount of $136,569.71, to construct and reconstruct the concrete sidewalks on the streets listed in the Information for Tenderers of Contract 79-1W be accepted being the lower tender received.

PL:ms

D. Graham, P. Eng.,
Commissioner of Works.

Schedule "J" to Report No. 81
(Page 1)

Government of Canada Gouvernement du Canada

MEMORANDUM NOTE DE SERVICE

Mr. D. Stevens,
Industrial Commissioner,
City of Kingston.

Farm Manager,
Frontenac Institution.

SECURITY-CLASSIFICATION-DE SÉCURITÉ

OUR FILE—N/RÉFÉRENCE 7641

YOUR FILE—V/RÉFÉRENCE

DATE July 26, 1979.

SUBJECT OBJET **Airport Land Lease:**

1. This letter is in regards to term of land lease for Kingston Airport Property.

2. On reviewing the printed agreement I note a change from my original understanding which was for a two year lease from June 1, 1979, to June 1, 1981, at a cost of $2,000.00 payable June 1, 1980, which would cover that crop year.

3. There would be no cost the first year 1979 for the following reasons.

   a) No crop production of any value.
   b) We would be providing a service by cutting grass and weeds where accessible.
   c) We would plough and summer fallow for weed control in preparation to sow a crop of winter wheat which would not be harvested until August 1980.
   d) It is costing this department approximately $2,500.00 in seed, fertilizer, fuel and equipment maintenance this year (1979).

4. It was understood that the first two year be experimental in terms of work load, productivity and general acceptance on both sides. After the cropping of 1980, we would negotiate for a minimum of five year lease, beginning with the crop year 1981.

5. I might add that our budget year runs from the first of April to the end of March. I have already requested and have a tentative approval for $2,000.00 to be included in my budget next year (1980-81) for lease payment on your airport property.

R.G.B Howes

R.G.B. Howes,
Farm Manager,
Frontenac Institution.

RGBH/ajb

Rec'd
1/8/79

Schedule "J" to Report No. 81
(Page 2)

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 1-2.1-1

August 2, 1979

MEMORANDUM

TO: Mayor Keyes and Members of Council

FROM: R.J. Hamilton, C.A.O.

RE: Attached Letters from R.G.B. Howes, Farm Manager, Frontenac Institution and Mr. W.D. Stevens, Industrial Commissioner

---

We have reviewed these matters with the parties concerned and based on the new information we recommend that Council accept the position as shown by Mr. Stevens for a two year lease up to June 1, 1981. You will recall that Council had received an earlier report on this matter, however, they had suggested that Administration approach the Federal Offices for an extension of the agreement to the end of the year 1981.

A letter from Mr. Howes, suggests that the reasons for the two year lease from June 1, 1979 to June 1, 1981, was necessarily geared to their budget year as well as the expectations that a longer term lease could be negotiated some time after the cropping year of 1980.

We would recommend that Council therefore accept the two year trial period commencing June 1, 1979 as was originally suggested by Mr. Stevens.

Yours truly,

R.J. Hamilton,
C.A.O.

RJH/sd

Schedule "J" to Report No. 81
(Page 3)

KINGSTON INDUSTRIAL COMMISSION

CITY HALL, KINGSTON, ONTARIO, CANADA
K7L 2Z3

W. DAVID STEVENS
Commissioner of Industries

(613) 546-4291 and 546-1232

MEMORANDUM

TO: R. J. Hamilton, C.A.O.

FROM: W. D. Stevens, Commissioner of Industries and Airport Administrator

DATE: August 1, 1979

RE: Airport - Land Improvement Program

This refers to my report of July 16, 1979 concerning an agreement with the Correctional Service of Canada, Frontenac Institution recommending use of certain areas of airport land for agricultural purposes and our meeting with Mr. R.G.B. Howes, Farm Manager, of July 25.

Attached is a copy of a letter received this date which confirms the conversation we had with Mr. Howes on this matter. You will note from the letter that it is the intention to enter into a longer term agreement in 1980 prior to termination of the initial two-year agreement.

I would suggest that Council may wish to consider leaving the termination date May 31 as presently set out in the agreement for the two-year trial period.

Respectfully submitted,

W. David Stevens, A.M.E.I.C.
Commissioner of Industries
and Airport Administrator

WDS/tj

Attachment

Schedule "K" to Report No. 81
(Page 1)

AUG 3 1979

MEMORANDUM

TO: Mr. R. J. Hamilton,
Chief Administrative Officer

DATE: July 30, 1979

SUBJECT: Extension of completion time of Contract 79-7W
Sidewalk in New Court Field Subdivision

ORIGIN: In the opinion of the Public Works Department weather conditions are unfavourable for sodding of the boulevard and this operation should be delayed.

ANALYSIS: The sidewalk is now completed. It is questionable that the sodding of the boulevard, included in the same contract, should be undertaken now because the hot and dry weather will make it hard for the grass to survive.

The Developer and the Contractor have been contacted and agree to postpone the sodding until September 1979.

FINANCIAL: No financial requirement.

RECOMMENDATION: That, since the weather conditions are unfavourable for sodding and since the Developer and Contractor agree to postpone the sodding operation, an extension of the completion time of Contract 79-7W to September 10, 1979, be authorized.

PL:ms

D. Graham, P. Eng.,
Commissioner of Works.

Schedule "L" to Report No. 81
(Page 1)

AUG 3 1979

MEMORANDUM

TO: Mr. R. J. Hamilton
Chief Administrative Officer

DATE: August 2, 1979

SUBJECT: EASEMENT AGREEMENT - LEONARD & ETTA WHEELER
444 Frontenac Street

ORIGIN: Memorandum from Mr. N. Jackson, City Solicitor, requesting Council's authorization to execute the above mentioned agreement.

ANALYSIS: There is an old stone box sewer that runs across the block confined by Princess, Frontenac, Mack and Albert Streets through private properties without an easement. This makes maintenance very difficult.

The cause of this situation is that the old sewer took the route of a natural water course. If our future sewers are located on the street, it would cost the City $60,000 ± more than if they were built in the proposed easement through different properties as shown on the plan herewith attached. The Public Works Committee authorize the Department to attempt to acquire easements.

The Wheelers are one of the five owners included. They are willing to grant easement to the City subject to the terms as set forth in the agreement.

FINANCIAL: The cost of this easement will be $40 plus survey and registration costs.

RECOMMENDATION: That the Mayor and City Clerk be authorized to execute the above mentioned agreement.

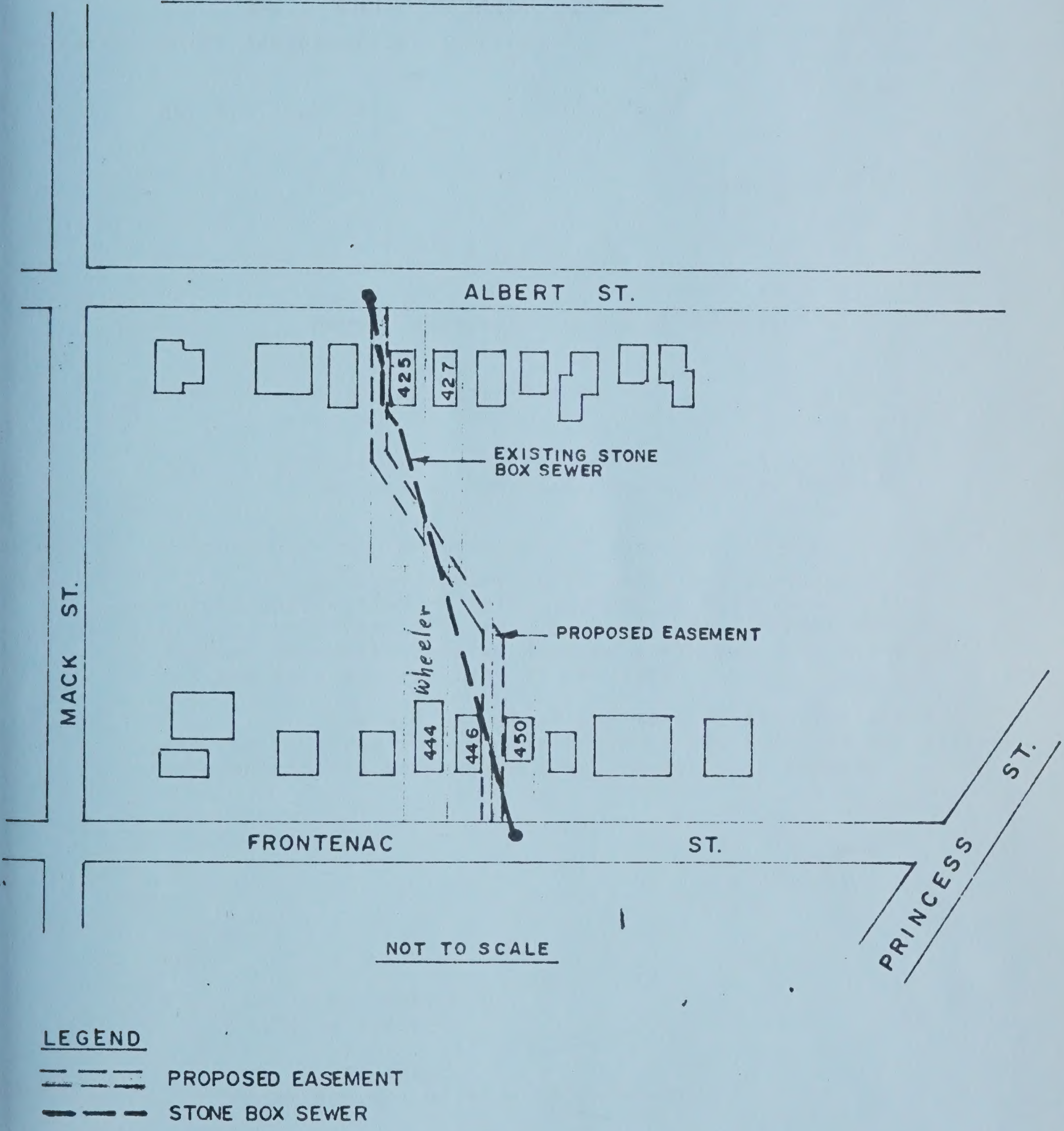
D. Graham, P. Eng.,
Commissioner of Works.

PL/ms

Attach.

Schedule "L" to Report No. 81
(Page 2)

EXISTING STONE BOX SEWER AND PROPOSED EASEMENT ALBERT TO FRONTENAC ST.


ALBERT ST.
425
427
EXISTING STONE BOX SEWER
MACK ST.
Wheeler
PROPOSED EASEMENT
444
446
450
FRONTENAC ST.
PRINCESS ST.
NOT TO SCALE
LEGEND
PROPOSED EASEMENT
STONE BOX SEWER

AUG. 1, 1979

Schedule "M" to Report No. 81
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 1-1

August 2, 1979

MEMORANDUM

TO: Mayor Keyes and Members of Council

FROM: R.J. Hamilton, C.A.O.

RE: Protection of items of archeological or historical interest, found on City property.

We are forwarding herewith correspondence concerning protection of archeological or historical items found on city property. You will note that Mr. Jackson and Mr. Fluhrer recommend that we develop a by-law in this regard for the future protection of the city.

We would therefore recommend that Council adopt the reports from the two Department Heads and that Mr. Jackson be commissioned to prepare a by-law for this purpose.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

c.c.: Mr. N.C. Jackson,
City Solicitor.

: Mr. D. Fluhrer,
Commissioner of Parks & Recreation.

Schedule "M" to Report No. 81
(Page 2)

AUG 1 1979

DEPARTMENT
OF
PARKS AND RECREATION

MEMORANDUM

TO: Mr. R.J. Hamilton, Chief Administrative Officer

FROM: Mr. D.R. Fluhrer, Commissioner, Parks & Recreation

DATE: August 1, 1979

RE: Protection of items of archeological or historical interest, found on City property.

I have been involved, off and on, over the past few years, with this interesting subject.

It is my feeling that a by-law should be developed that gives the City first rights of ownership, for anything unearthed on any City owned property.

This should be included in all bidding documents, as a condition, including the Bell, gas, sewer, water, roads, sidewalks, hydro, whatever.

We should be careful to guard against wording that could let a contractor develop extra costs to this contract if some object is found.

Perhaps some person with the expertise should be appointed to decide if a find is of value.

Douglas R. Fluhrer
Commissioner

DRF/mc

CC: Mr. Norman Jackson
Ald. Grant Timmins

JUL 19 1979

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE
City Solicitor
Our Ref. No. L-16

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

MEMORANDUM

TO: Mr. R.J. Hamilton,
Chief Administrative Officer

FROM: Mr. Norman C. Jackson,
City Solicitor

DATE: July 19, 1979

RE: Protection of Items of Archeological or Historical
Interest found on City property

Enclosed please find a letter and proposed resolution from Mrs. Margaret S. Angus regarding the above. I agree with the substance of her letter, but would suggest that a by-law be enacted, rather than a resolution, in accordance with a recent amendment to The Municipal Act, Section 24(a) of Section 352, which allows the municipality to pass a by-law for keeping in the custody of the municipality things of historical value or interest donated or loaned to the municipality and for entering into agreements with the donor or lender for the keeping of such things.

If the items were not being donated or loaned, but actually were located on City property, I believe the omnibus section of The Municipal Act, Section 242, would allow Council to pass a by-law embodying the intent of Mrs. Angus' resolution, since it would have the effect of benefiting the welfare of the inhabitants of the municipality generally. Perhaps this should be discussed with Mr. Fluhrer prior to a Council report.

Norman C. Jackson,
City Solicitor

NCJ/ks

cc: Mr. D. Fluhrer,
Commissioner of Parks and Recreation

Schedule "M" to Report No. 81
(Page 4)

Dr. Margaret S. Angus
20 Beverley Street
Kingston, Ontario
K7L 3Y4

LEG
NT
JUN 21 1979

June 19, 1979

Norman Jackson,
City Solicitor,
City Hall,
Kingston, Ontario

Dear Mr. Jackson;

Grant Timmins asked me some time ago to suggest a resolution which would be concerned with excavations and findings on City owned property - one similar to the provincial legislation. I have studied the provincial act and talked to some experts about a possible resolution.

Provincial law deals only with designated sites and only the Minister can designate sites. Actually very few of the known sites are designated because it tends to draw the attention of amateur diggers and such sites cannot be properly policed. To give any similar protection to City owned sites there would have to be provision for a stop order to be issued so the site could be examined by experts to determine its value.

I presume that what is really desired is a resolution stating that items discovered on or in City owned land will be retained by the City. There are, of course, sites such as that of old Fort Frontenac, part of which is under the road in front of the present Fort gate, which deserve special protection but a general resolution would not cover that. There may be other foundations of interest to the historian but an all encompassing resolution would be of questionable value and an unwelcome complication.

The enclosed is a suggestion for a possible resolution.

Yours sincerely,

Margaret Angus

Margaret Angus

c.c. G. Timmins

Schedule "M" to Report No. 81
(Page 5)

Be it resolved that

In order to protect items of archeological or historical interest or significance discovered in excavations on property owned by the Corporation of the City of Kingston

That those who receive permission to dig on City property be informed that on the discovery of any items of possible archeological or historical interest the person in charge will take charge of such items and will that day inform the Mayor or Chief Administrative Officer of the City of Kingston of the discovery and give the items into the hands of that officer of the City.

Resolved also that

Items of archeological or historical interest discovered in excavations on property of the City of Kingston are and shall remain the property of the Corporation.

Schedule "N" to Report No. 81
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 20-5.3

July 30th, 1979

MEMORANDUM

TO: Mayor Keyes and Members of Council

FROM: R.J. Hamilton, C.A.O.

RE: Task Force on the Elderly Persons Centres Act

We are forwarding herewith a memorandum concerning the Provincial Metro-Toronto Task Force on the Elderly Persons Centres Act. You will note that Mr. Routbard is recommending that we endorse the final report which suggests in essence, that the Provincial subsidy should be 50% without having a maximum. This would ensure that municipalities contributions would never exceed 20% however, it may mean that it will continue to grow if there was no maximum of any kind.

I would suggest that it is in order to accept this and endorse the said report, however, in future budget deliberations, Council should exercise the controls necessary to keep these particular expenses in line.

R.J. Hamilton,
C.A.O.

RJH/sd

Schedule "N" to Report No. 81
(Page 2)

JUL 27 1979

CITY OF KINGSTON

MR. S. ROUTBARD
[redacted] ADMINISTRATOR
DEPARTMENT OF SOCIAL SERVICES

CITY HALL
KINGSTON, ONTARIO

DIAL 546-4291

Mr.R.J.Hamilton
C.A.O.

This report was written by Mrs.S.R.Cameron at my request.

Schedule "N" to Report No. 81
(Page 3)

memorandum

Department of Social Services
City of Kingston

TO: Mr. R. J. Hamilton
Chief Administrative Officer

DATE: July 26, 1979

FROM: S. H. Routbard
Administrator

SUBJECT: Final Report of the Provincial Metro-Toronto Task Force on the Elderly Persons Centres Act.

ORIGIN

The task force was initiated by the Province of Ontario and the Municipality of Metropolitan Toronto in an effort to study the issues of funding, policy, legislation and programming in relation to Elderly Persons Centres.

The Council of the Municipality of Metropolitan Toronto adopted this report, without amendment, on June 19, 1979. Subsequently, that municipality forwarded copies of the task force report to all Ontario municipalities with populations in excess of 25,000 for endorsement.

ANALYSIS

At present, the Elderly Persons Centres Act regulates a divergent range of services to seniors. Some of these services are "facility-based", some are "home support", and others are special service programs.

The following table summarizes the present cost-sharing formula applied in the funding of Elderly Persons Centres:

SOURCE	OPERATING BUDGET	CAPITAL BUDGET
Private and Voluntary Contributions	At least 30%	50%
Provincial Subsidy	50% to a maximum of $15,000 per year	30%
Municipal Subsidy	At least 20%	20%

ANALYSIS
Report on Elderly Persons Centres Act - cont'd

The task force has recommended changes in the legislative framework and in the cost-sharing formula in an effort to improve services to seniors and to relieve the financial burden on municipalities and voluntary funding groups. The following are recommendations given "high priority for immediate implementation" by the task force:

1. Facility-based services, (individual goes to a community facility), should continue to be funded through the Elderly Persons Centres Act.

2. Funding for home support services, (services delivered in the home), should be provided under an amended Homemakers and Nurses Services Act, thereby transferring these services from the Elderly Persons Centres Act.

3. The unilateral ceiling on the provincial contribution, (50% up to a maximum of $15,000), should be removed to allow a full 50% provincial contribution.

   The provincial ceiling has had the effect of causing an imbalance in cost-sharing. All Elderly Persons Centres having a net operating budget in excess of $30,000 require a greater contribution from the municipality and from private sources. If the province were to contribute the full 50%, regardless of budget size, the municipality would be assured that its contribution would not have to exceed 20%, (and private funders 30%), in order to provide essential services to seniors.

4. User charges should be required for certain services. Charges should be based on an easily administered sliding scale or on a modest, flat rate.

5. Means test for home support services should be applied less stringently.

   The practice of the Kingston Department of Social Services, when assessing means under the Homemakers and Nurses Services Act, has been to consider the applicants's financial circumstances as fairly as possible.

6. With appropriate consultation, the Province should establish an effective legislative and funding framework for the provision of day care for the elderly.

7. The recommendations of this report should be closely considered by the Ministry of Community and Social Services in consultation with other provincial ministries, municipal governments, service providers, and other major funders.

ALTERNATIVES

The alternative to the recommendations of the task force is that Ontario municipalities continue to provide services to seniors within a legislative and funding framework which no longer adequately meets the needs of our elderly, and which places an increasingly greater financial burden on the municipality and the private sector.

ANALYSIS

Report on Elderly Persons Centres Act - Cont'd

FINANCIAL CONSIDERATIONS

The current trend in the age distribution of our population suggests that municipalities will increasingly recognize the need to provide more comprehensive services to the elderly. If Kingston is to be faced with a greater demand for services, it would seem wise for the City to support changes in provincial legislation which will result in a more equitable balance of financial responsibility. The elimination of the provincial ceiling would be a first major step in redressing the present imbalance.

RECOMMENDATION

That endorsement be given to the Final Report of the Provincial-Metro Toronto Task Force on The Elderly Persons Centres Act.

Council – To be referred to the C.A.O.

The Municipality of
Metropolitan Toronto

Clerk's Department
City Hall, Toronto, Ontario, Canada M5H 2N1
Telephone: 367-8011
Telex: 06-23472

Walter J. Lotto, *Metropolitan Toronto Clerk*
Derrick Hunt, *Deputy Metropolitan Clerk*

FILE
#17 - 9.8

June 21, 1979.

CITY COUNCIL
MEETING OF:
9 JUL 1979
COMMUNICATION
No: 364

T.J. McKibbin
Clerk, City of Kingston
City Hall, 216 Ontario St.
Kingston K7L 2Z3

I am enclosing for your information the appended Clause No. 4 of Report No. 10 of The Social Services and Housing Committee, headed "Final Report of the Provincial-Metropolitan Toronto Task Force on the Elderly Persons Centres Act", which was adopted, without amendment, by the Council of The Municipality of Metropolitan Toronto at its meeting held on June 19, 1979.

Yours truly,

for Metropolitan Toronto Clerk.

W.J.Lotto:jd
Encl.

Sent to:
- Ontario Municipalities.
- Minister of Community and Social Services, Province of Ontario.
- United Community Fund.
- Council of Catholic Charities.
- Toronto Jewish Congress.
- Executive Director, Association of Ontario Municipalities.
- Commissioner of Social Services

City of Kingston
RECEIVED
JUL 3 1979
DEPARTMENT OF
THE CITY CLERK

Schedule "N" to Report No.81
(Page 7)

Clause embodied in Report No. 10 of The Social Services and Housing Committee as adopted by the Council of The Municipality of Metropolitan Toronto at its meeting held on June 19, 1979.

4

FINAL REPORT OF THE PROVINCIAL-METROPOLITAN TORONTO TASK FORCE ON THE ELDERLY PERSONS CENTRES ACT.

The Social Services and Housing Committee submits the following report (June 1, 1978) from the Commissioner of Social Services:

"Each year the Metropolitan Corporation makes grants to a number of organizations under the Elderly Persons Centres Act. The total allocation by the Corporation for organizations for 1979 is $585,000.00.

"Recently, many issues have been raised concerning the appropriateness of the programs and services funded under the Act, cost-sharing with the Province and the voluntary sector and other related issues. At the request of the Social Services and Housing Committee, a Departmental review was initiated, culminating in the preparation of a background report in October, 1977. The report was forwarded to the Ministry of Community and Social Services. As a response to the concerns raised by the Department, the Provincial-Metropolitan Toronto Task Force on the Elderly Persons Centres was formed under the joint auspices of the Department and the Ministry. The mandate of the Task Force was to provide recommendations to the respective governments on legislation, funding, policy and program issues relating to elderly persons centres and other programs. Meetings were begun in February, 1978, culminating in the preparation of a First Report (June 26, 1978).

"The First Report was submitted to elected and appointed officials in both governments and consultation on the recommendations in the report was sought from voluntary agencies and associations and other interested parties. Over thirty briefs were received containing constructive comments and criticisms regarding the report. (Copies of a summary of the briefs are available upon request).

"The Task Force reconvened in December, 1978. At that time three new members were added, representing the three major voluntary funders in the Metropolitan Toronto area (Council of Catholic Charities, Toronto Jewish Congress and the United Community Fund of Metropolitan Toronto). It was hoped that these additional members would broaden the representativeness of the Task Force and provide a better liaison with the voluntary community. In addition, the Task Force sponsored a full day's discussions on the issues raised in the First Report at Castleview Wychwood Home for the Aged in Toronto on February 22, 1979. Continued consultation with individual agency representatives was also sought during the recent series of meetings.

"The attached Final Report represents the conclusion of the proceedings of the Task Force. The recommendation which follow will have impact on the Elderly Persons Centres Act. The Task Force has also made recommendations with regard to the Homemakers and Nurses Services Act which will affect other individuals in addition to the elderly.

"We feel that the report contains an excellent analysis of the issues and proposes reasonable and attainable goals for government, voluntary funders and the service providers. We would also like to take this opportunity to commend the Task Force on its most thorough consultation process with the service providers and other interested individuals. Finally, we would like to express our admiration for the strong collaborative effort shown by the nine members of the Task Force, representing the Ministry of Community and Social Services, the United Community Fund, the Council of Catholic Charities, the Toronto Jewish Congress and this Department. We trust that the process demonstrated by this Task Force in developing its recommendations will be repeated in the future as we study other important social issues and problems in Metropolitan Toronto.

"Recommendations

"It is therefore recommended that:

1. the Social Services and Housing Committee endorse the Final Report and recommendations of the Provincial-Metropolitan Toronto Task Force on the Elderly Persons Centres Act and that this Report be forwarded to the Minister of Community and Social Services;
2. the Minister of Community and Social Services be urged to seek immediate consultation with other provincial Ministries and other concerned parties outside Metropolitan Toronto with a view to implementing the recommendations at the earliest possible date; and
3. copies of this Report be made available for circulation to all interested parties, requesting that comments on the Report be forwarded to the Minister of Community and Social Services."

The Social Services and Housing Committee recommends as follows:

(1) that the Metropolitan Council endorse the final report and recommendations of the Provincial-Metropolitan Toronto Task Force on the Elderly Persons Centres Act and that such report be forwarded to the Minister of Community and Social Services of the Province of Ontario;

(2) that the Metropolitan Council request the Minister of Community and Social Services to seek immediate consultation with other provincial Ministries and other concerned parties outside Metropolitan Toronto with a view to implementing the recommendations embodied in the Task Force Report at the earliest possible date;

(3) that a status report be prepared by the Co-ordinator of the Elderly and Disabled of the Department of Social Services respecting measures initiated by the Province of Ontario with respect to recommendations in the Task Force Report for submission to the Social Services and Housing Committee by October 1, 1979;

(4) that copies of the Task Force Report be made available for circulation to all interested parties, requesting that comments on the Report be forwarded to the Minister of Community and Social Services;

(5) that the Task Force Report be forwarded to all Ontario municipalities over 25,000 population for endorsement; and

(6) that the Task Force Report be forwarded to the Association of Ontario Municipalities for endorsement and favourable referral to the Provincial-Municipal Liaison Committee.

A copy of the Final Report of the Provincial-Metropolitan Toronto Task Force on the Elderly Persons Centres Act referred to above has been forwarded to each Member of Council and a copy thereof is also on file in the office of the Metropolitan Toronto Clerk.

MEMORANDUM

TO: R. J. Hamilton,
Chief Administrative Officer

DATE: August 7, 1979

SUBJECT: Deficiency in Asphalt Pavement in Queen Street under Contract 78-3W

ORIGIN

A sum of $4,542.01 was withheld for the high void test in the as laid asphalt in Queen Street.

ANALYSIS

The asphalt pavement was inspected in the early spring of this year and again recently. In the stretch of Queen Street from King Street to Wellington Street and at the intersection of Queen and Bagot Streets some surface wear is evident. The Contractor has been requested to overlay the areas showing wear, at his expense.

RECOMMENDATION

That since the Contractor agrees to overlay Queen Street in full width from King Street to 25' west of Wellington Street and the intersection of Queen and Bagot Streets at his expense, the $4,542.01 holdback be released upon the completion of the overlay.

PL/ms

D. Graham, P. Eng.,
Commissioner of Works.

Schedule "P" to Report No. 81
(Page 1)

MEMORANDUM

TO: Mr. R. J. Hamilton,
Chief Administrative Officer

DATE: August 9, 1979

SUBJECT: COURT STREET - DAMAGE TO GRASS AND TREES

ORIGIN

Ald. Miller met with the Public Works Committee and a letter was forwarded from the Sydenham Ward Rate Payers Association.

ANALYSIS

There has been a brief comment from Ald. Knapp and Mr. K. Linseman. Mr. Fluhrer's comments are attached as Schedule "B". The main point, considering all the comments, was to protect the trees and the grass. Provision of a sidewalk and parking received secondary attention. The new parking lot behind the Court House is probably the reason that parking on Court Street was not considered as important as the grass, trees and pedestrians.

ALTERNATIVES

See Schedule "A" attached.

FINANCIAL

Projects such as this are normally financed from current revenue to avoid debenturing a relatively small cost.

RECOMMENDATION

That a detailed estimate be provided when Council have decided on the extent of the work they would like to have undertaken on the east side of Court Street.

D. Graham, P. Eng.,
Commissioner of Works.

DG/ms
Attach's.

Schedule "A"

Court Street - Damage to Grass and Trees

Various Alternatives for Improving Area

		Rough Est.
(1)	Place precast along the east side of the pavement. Their appearance could be untidy through being moved and because normal grass cutting would not cut the grass and weeds adjacent to them.	$ 1,000
(2)	Place a curb and gutter along the east side of the pavement. This would give a tidy appearance and add stability to the pavement.	8,200
(3)	Place a sidewalk along the east side of the pavement. In addition to a tidy appearance and providing stability to pavement, this would provide for pedestrian traffic.	$13,000
	The above alternatives do not provide for parking.	
(4)	Widen the pavement so that parallel parking would be possible on one side.	add $ 3,000
(5)	In the case of (1) above the precast curbs could be placed to define the present parking area at an additional cost of $200.	
(6)	In the case of (2) above a curb could be added to define the parking area at an additional cost of $3200.	
(7)	Place a sidewalk adjacent to the trees to separate the park (and trees) from a parking area between the pavement and the walk.	$10,500

Schedule "B"

COMMISSIONER
DOUGLAS R. FLUHRER

CORPORATION OF THE
CITY OF KINGSTON
DEPARTMENT
OF
PARKS & RECREATION

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3

August 7, 1979

Douglas Graham
Commissioner,
Board of Works.

Re: Court Street

Dear Mr. Graham:

Further to my earlier comments and your draft report to council regarding the above, I make the following comments.

It is true that the trees do suffer some damage, as presently positioned, in relation to the very informal road-park line of definition.

Further, it is true that the lack of curb and/or barrier does result in the occasional turf damage by cars that decide to drive through the park or just clown around on the turf. While both of these facts are troublesome and have financial implications I feel there are two more important facts that warrant some positive action and as proposed in your report.

The need for parking is very important and as this relates to the sports field and the activities that take place there. These needs are usually in the evenings and weekends (i.e. ball tournaments, regular seasonal schedules and other special events that come up from time to time, but on a regular basis. Also during the winter we have skating facilities which attract cars.

Further, this is a very prestigious park and court setting, one with long historical background. Aesthetically the present condition leaves a lot to be desired and your proposals would vastly improve this situation.

Therefore, I tend to agree with the recommendation of a permanent walkway that would be so located as to allow angle parking and perhaps be metered. Further, I would think a good stone dust base for this parking area and between the present pavement and new walk would suffice.

Yours Truly,

Douglas Fluhrer
Commissioner

DRF/mc

Schedule "Q" to Report No. 81
(Page 1)

MEMORANDUM

TO: Mr. R. J. Hamilton,
Chief Administrative Officer

DATE: August 1, 1979

SUBJECT: Credit to Debt Charges

ORIGIN Public Works Department

ANALYSIS The Treasury Department advise that unexpended debenture proceeds arising from previous pavement resurfacing projects amount to $24,407.50 and it has been credited to the payment of the 1979 debenture debt for roads pursuant to the Municipal Act. The proposed projects were completed and the surplus results from tenders being within the estimates.

ALTERNATIVES The application of this surplus to the 1979 debenture debt has the effect of reducing expenditures in the current Works Budget. Council may wish to leave it this way. It may be that they would wish to use it on some other City project, such as work along the park on Court Street. Council may wish to authorize some general rate road improvements.

RECOMMENDATION That Council authorize the preparation of a schedule of general rate road improvements for their approval in the amount of approximately $24,000 for the following reasons:

1. The conditions of the roads in the City are not good on the whole;
2. The needs study indicates considerable work is warranted;
3. The M.T.C. increased allotment for construction subsidy to the City is in the highest group because of this situation;
4. The $24,000 was originally committed for road improvements;

And that, on approval of the schedule, the following budget transfers be made:

	INCREASE	DECREASE
Contractural Services 314-01	24,000	
Charges for net long term liab. 314-71		24,000

D. Graham, P. Eng.
Commissioner of Works

DG/jc

MEMORANDUM

DEPARTMENT
OF
PARKS AND RECREATION

TO: R.J. Hamilton, Chief Administrative Officer

FROM: D.R. Fluhrer, Commissioner, Parks & Recreation

DATE: August 7, 1979

RE: Approval for leasing the 2nd floor area of City Park Recreation Centre on a long term renewable basis.

Origin:

The Parks & Recreation Department has received a written request for assistance to relocate The Kingston & District Regional Office of the Canadian Hearing Society (appendix A) in facilities suitable to their function. It has been agreed that the 2nd floor of the City Park building would meet their projected needs, and thus, this request for approval to enter into a formal lease agreement.

Analysis:

Prior to receiving the above mentioned request, the subject of the 2nd floor of City Park Recreation Center and its future has received a good deal of discussion at the administrative level. It has been our conjecture that a leasing situation such as outlined above would be very worthwhile entertaining, should such present itself.

The part of the building in question has been used very sparingly over the past year or so, and therefore, sits idle a good deal of the time. The Canadian Hearing Society operate under rugular office hours (i.e. 9:00 a.m. - 5:00 p.m. - 5 days per week) and have indicated their willingness to pay monthly payments in line with our existing rate policies incorporated at 370 King St. W. (which we feel is comparable for such purposes).

The inclusion of this group's activities in the building would not interfere with present and/or projected Department uses, and any minor alterations required to the area would be at their expense and only on approval of the Parks & Recreation Department.

Alternatives:

The original request from this group was verbal in nature and regarding space at 370 King St. W. Since we have no

....2

Alternatives (cont'd)

additional space available at 370 King St. W., hence the reason for considering space elsewhere. The only space we could see for consideration at this time which met the needs of the group, was City Park Recreation Center.

Existing Policy:

The Recreation Centre is available to groups for short term rentals (i.e. mornings; afternoons, evenings) as per By-law #19, Schedule J, Section B. However, most rentals make use of only the downstairs (mainfloor) area.

Financial Considerations:

The rental charge would have to be calculated in accordance with the 1979 rate schedule at 370 King St. W., which would be minimum $1.00 per square foot per year, based on approximately 685 square feet of office space. This then, would render an annual revenue of at least $685.00.

Recommendations:

That the Parks & Recreation Department be given authority to persue further negotiations with the Canadian Hearing Society towards the finalization of a formal lease agreement for the rental of the 2nd floor space at City Park Recreation Centre. Of course, all final leasing arrangements are done in co-operation with the City Solicitor's office, and returned to Council for final approvals.

Douglas R. Fluhrer
Commissioner
Parks & Recreation Department

DRF/mc

Attachments

CC: Mr. William Anderson, President
Kingston & District Reg. Board, C.H.S.

Appendix A

10 July 1979

Mr. Peter Lawson
Director of Operations
Parks and Recreation Department
Rodden Park
Kingston, Ont.

Dear Mr. Lawson:

The Canadian Hearing Society in Kingston is forced to relocate and we hope that the City of Kingston will be sympathetic to our needs.

The Canadian Hearing Society is a non-profit organization with a mandate to support and assist all hearing impaired people in a given region. The Kingston and District Regional Office is answerable to a Board of Directors; the 3 staff members and many volunteers supply interpreting and other services to over 180 people who have hearing impairments.

For the past few years C.H.S. Kingston has occupied one large office and two small offices in the Old Public Library, Kingston, courtesy of the Hotel Dieu Hospital. Renovations are in process to convert the Library into a centralised Ear, Nose and Throat Department for the 2 Kingston hospitals and it was hoped that space would be afforded C.H.S. in this building. However, this week a decision was made that space would not be available and that the Library was to be vacated by July 27.

We have an urgent need of 750 - 1000 sq. feet of office space, on a bus route (for our clients). We would be greatly obliged if your department could assist us in any way.

Yours sincerely,

William L Anderson

WILLIAM ANDERSON
President
Kingston and District Reg. Board, C.H.S.

Enclosures:
1 c.c.
1 Fact Sheet

RECEIVED
PROPERTY DEPTS

CANADIAN HEARING SOCIETY

Fact Sheet

1. The Canadian Hearing Society was incorporated under Federal charter in 1940 as a volunteer non-profit organization for the purpose of assisting the deaf and hard-of-hearing of all ages.

2. The Society is financed through corporate and private donations, government grants, and professional and membership fees.

3. Counselling, vocational guidance, and employment services are offered by trained personnel from the Society's Toronto office as well as from branch offices in London, Ottawa, Hamilton, Windsor, Kingston, Thunder Bay, Sudbury, Sarnia-Chatham and Peterborough.

4. Potential employers are informed of the skills and realistic limitations of the hearing handicapped and follow-up support is provided to both employee and employer.

5. In 1977 alone, the Society was responsible for placing more than 700 deaf and hard-of-hearing individuals in gainful employment.

6. At the Society's Toronto office, University trained audiologists perform hearing evaluations and make hearing aid selections. Professional fees are charged but no one is refused service if they are unable to pay.

7. Some 2,100 children and adults received audiological assessment to determine the extent of the hearing loss and subsequent provision of a proper hearing aid.

8. The outdated terms "Deaf and Dumb" and "Deaf Mute" foster the mistaken belief that these people are "odd" and have limited intelligence. Hearing impaired persons have the same range of intelligence and capabilities as the hearing population.

9. Public education programs, information concerning community and governmental resources is available to the hearing impaired. Books and pamphlets are maintained in the Society's library. A directory of community service is also available.

10. The Society provides qualified interpreters to assist the deaf, e.g. with doctors, lawyers, hospitals, courts, etc.

11. The Society provides a telephone answering service for a number of deaf and hard-of-hearing organizations.

12. Donated teletype machines and [illegible] being set up to enable the hearing impaired to use regular [illegible] their homes. This communication network is presently [illegible] other parts of the country. In Toronto the Society [illegible] or answering service.

13. It has been estimated that one out of 10 persons in Canada suffer some degree of hearing loss.

Cont'd........

14. A hearing loss may be due to an infection at an early age, an accident, or carelessness - the lack of protection or ignorance in conserving falling hearing. It could be caused by industrial noise, or it may simply be part of the process of growing old.

15. A moderate hearing loss may eliminate the tick of a clock, the patter of rain. A severe loss can mean never hearing a human voice.

16. Ontario's Workmen's Compensation Board reported that "Compensable cases from noise-induced deafness rose from [illegible] in 1956 to over 300 in 1970 with claims averaging $5,000." The awards more than doubled in 1971 over the previous year and amounted to over one million dollars for the five year period 1967-1971.

17. A study by Saskatchewan's Department of Agriculture adduced that one-third of all tractor-driving farmers over age 50 suffered a hearing impairment.

18. Deafness is a severe handicap-to quote Helen Keller, both blind and deaf, "Ours is not the silence that soothes the weary senses. It is an inhuman silence which severs and estranges. It is a silence which isolates cruelly and completely. Hearing is the deepest, most humanizing philosophical sense man possesses."

19. It is important that a hearing aid be selected by a competent audiologist as an improper hearing aid may be of no benefit and worse, may hinder rather than help one's hearing ability.

20. There are approximately 50,000 profound deaf Canadians. Approximately 5% of all school children suffer some degree of hearing impairment.

21. Until recently, noise was thought of more as a nuisance than a problem. Now it is ranked along with air and water pollution as a serious threat to health.

22. The third pollution, as noise is often described, is blamed for a wide variety of disorders - hypertension, nervousness, upset stomach, muscle spasms, ulcers, physical and mental exhaustion, vertigo and paranoia. Hearing loss, of course, is the most direct and frequent effect of prolonged exposure to noise.

23. Noise is measured in logarithmic units called DECIBELS. Prolonged exposure to 85 DB's cab be the beginning of permanent hearing damage to humans. Levels of 150 have caused the death of laboratory animals in experiments.

TYPICAL SOUNDS

DBA 10 Normal breathing
40 Suburban living room
50 Low street noise
55 Window air conditioner
60 Normal conversation
80 Cocktail party
90 Subway, heavy traffic or food blender
100 Nearby gunshot or power mower
[illegible] Riveting gun
[illegible] Jet plane take off (200 feet)

Schedule "S" to Report No. 81
(Page 1)

MEMORANDUM

DEPARTMENT
OF
PARKS AND RECREATION

TO: Mr. R.J. Hamilton, Chief Administrative Officer

FROM: Mr. D.R. Fluhrer, Commissioner

DATE: August 9, 1979

RE: Tenders - Wall Renovations - 370 King Street
J.K. Tett Creativity Center.

Last winter the south wall of this limestone building bulged out to a point that we called in a consultant engineer for a report.

The engineer, Mr. Tom Roberts, recommended corrective measures which required the demolition of two thirds of the wall and rebuilding.

Specifications and tenders were developed and called for, closing on August 8, 1979 - 3 P.M.

Two tenders were received;

(a) Acton Construction	- $33,000.00
(b) McKay Restorations	- $ 8,400.00

The engineer recommends that, contingent upon the bidder supplying a performance bond for 50% of labour, materials, and insurance as specified, McKay Restoration's bid be accepted and I concur with his recommendations.

It is important that work begins now as the work will interupt the dancing programmes of the Ballet Association. Their classes begin in early fall.

Further, the wall should not go through another winter of freezing and thawing.

Douglas R. Fluhrer
Commissioner

DRF/mc

CC: Mr. Tom Roberts
Mr. Peter Lawson

Schedule "T" to Report No. 81
(Page 1)

REPORT TO: Mr. R.J. Hamilton, Chief Administrative Officer.

FROM: K.G. Linseman, P. Eng., M.Sc., Administrator,
Traffic, Streets and Parking Department.

DATE: August 10th 1979

SUBJECT: Temporary closing of King Street, Union Street, Court Street and West Street for Half Marathon on Sunday, September 2, 1979.

ANALYSIS

1) The half marathon will begin at Queen's Phys-ed building on Union Street and proceed easterly along Union St. and Court St. to West St., then southerly along West St. to King St., and then westerly along King St. and Front Road to Lemoine Point, and then back easterly along Front Road, King St., and Union St. to finish at the Cricket Field.

2) The Project Marathon has included a letter (attached) outlining the organizations behind the Half Marathon Committee.

3) Project Marathon has been advised of assistance from the Kingston Police - letter attached.

4) Since the streets would be closed to traffic only for the period of time that it takes the runners to pass and traffic volumes are low on these streets on a Sunday morning, no serious traffic problems are anticipated.

RECOMMENDATION

That Council grant permission to the Half Marathon Committee to temporarily close King Street, Union Street, Court Street and West Street on Sunday, September 2nd 1979, beginning at 9 a.m.

:ab

K.G. Linseman, P. Eng., M.Sc.,
Administrator.

Schedule "T" to Report No. 81
(Page 2)

1979 07 05

Mr. Linseman
Traffic Control
City Hall
Kingston, Ontario

Dear Mr. Linseman

Following my meeting with Mr. Taugher I would now like to formally request that the city council review the proposed Mini Marathon route. The enclosed map outlines the route of the run which is to take place on Sunday September 2, 1979 at 9 am. If it is at all possible we ask that the streets be closed to traffic for the period of time that it takes the runners to pass that given point. I cannot stress enough the importance of this no-traffic policy, since it is imperative for the runners safety, as well as being the only way in which a full marathon (26 miles 385 yards) can take place in following years. Therefore, if Kingston hopes to have an annual marathon in which renowned runners will take part the handling of traffic is of utmost importance.

I realize this request may cause complications for your office and the city but I trust the benefits of such an event will counterbalance any problems.

I look forward to hearing from you.

Sincerely,

Janice Deakin

Janice Deakin
Project Manager
Project Marathon

enclosure: 1

js

Schedule "T" to Report No. 81
(Page 3)

Mr. Linseman
Traffic Control
City Hall
Kingston, Ontario

Dear Mr. Linseman:

In light of our conversation of July 24, 1979 I feel it is time that I informed you about the organizations behind our Half Marathon Committee, what we hope to accomplish this year and what we would like to see happen in future years. I would hope that following this brief description of our operation our credibility will increase to acceptable levels in the eyes of the municipal government.

Our program "Project Marathon" is sponsored by the federal government program "Young Canada Works" in conjunction with the Frontenac County Board of Education. The project began June 4, 1979 and will continue until September 7, 1979 (five days after the actual run). Three university students are employed by the project but because of the magnitude of the project we have set up an advisory board, made up of Kingston residents and businessmen to assist us with some of our administrative proceedures. We, as a group, are concerned not only with this years race, but also with the possibilities of expansion to a full marathon (26 miles and 385 yards) in 1980.

At the present time we are expecting a registration of between 200 and 500 people and we hope to be able to create the atmosphere of a full marathon. For example we have made arrangements for watering and sponging stations, mile and kilometer markers and an official finish area as well as extensive medical supervision of the route. Of course the greatest similarity to a full marathon that we can offer the runners is a no traffic policy on the involved roads.

Apart from the preparation of the actual route we have secured assistance from businesses in the community to assist us with the purchase of trophies, numbers, prizes and banners. These businesses include Diet Pepsi Cola of Canada Ltd. and McDonalds as well as many of Kingstons smaller businesses. In addition to my responsibilities as project manager of this particular marathon, I am also required to supply a sponsor for next years event. Although nothing can be finalized until the completion of this years event, but assuming its' success, I have a tentative sponsor for next years marathon. Because of this sponsors willingness to assist in the running of a successful event, the city of Kingston can do nothing but benefit from their involvement and the subsequent continuation of the Kingston Marathon.

I hope that this brief description of our operations has cleared up some of the communication difficulties, and questions you may have had concerning our organization. I have taken the liberty of enclosing a copy of our registration package that has been sent to running clubs and runners throughout Ontario and Quebec and that can be found at distribution points around Kingston. I think you will agree that this package represents a degree of professionalism we have worked very hard to attain.

I will forward all the relevant information regarding my meeting with the Kingston Police following that meeting.

Sincerely,

Janice Deakin

Janice Deakin
Project Manager
Project Marathon

js

Schedule "T" to Report No. 81
(Page 4)

Kingston Half Marathon
220 Portsmouth Avenue
Kingston, Ontario
544-6920 ext. 271

Mr. K. Linseman
Traffic Control,
City Hall,
Kingston, Ontario.

Dear Mr. Linseman,

Please find enclosed a copy of the letter I received from Inspector Mackie of the Kingston Police Department. The letter fails to mention the stationing of a police officer at the corner of Barrie St. and Court St., as well as an officer at the corner of West and King St.

In addition to the police, we have secured the assistance of a local C.B. club to help in any way the police see fit.

In conclusion, Inspector Mackie indicated to me that the role of the police can be altered in any way, but is dependant on the directive we receive from city council.

If you encounter any difficulties connected with the Half Marathon, please feel free to contact me. I remain,

Yours truly,

Janice Deakin
Project Manager
Project Marathon

Schedule "T" to Report No. 81
(Page 5)

ADDRESS ALL CORRESPONDENCE TO
THE CHIEF OF POLICE

CITY OF KINGSTON
POLICE FORCE

POST OFFICE BOX 1001
KINGSTON, ONTARIO
K7L 4X8

July 30, 1979

Project Marathon
220 Portsmouth Avenue
Kingston, Ontario

Dear Miss Deakin:

Kingston City Police are prepared to assist on September 2nd, 1979 during your proposed Marathon Run. We will locate a yellow cruiser to escort the main body of runners from starting point to King Street city limits. The return of the runners to the city should be scattered and we will continue our normal patrol in the area. Small groups of runners should, where possible, use the sidewalks for their own safety.

Yours truly,

J. L. Mackey

JLM/lm

J. L. Mackey,
Inspector, Uniform Division

Schedule "U" to Report No. 81
(Page 1)

REPORT TO:	Mr. R.J. Hamilton, Chief Administrative Officer.
FROM:	K.G. Linseman, P. Eng., M.Sc., Administrator, Traffic, Streets and Parking Department.
DATE:	August 10th 1979
SUBJECT	Bylaw to authorize the execution of two connecting link agreements with the Ministry of Transportation and Communications for the widening of Princess Street to five lanes from 196.28 m. east of Portsmouth Avenue to 191.50 m. west of the Parkway including the widening of approaches to Princess Street on Portsmouth Avenue, and the relocation of utilities from Sir John A. McDonald Blvd. to 191.50 m. west of the Parkway.
ORIGIN	Traffic & Streets Department.

ANALYSIS

a) The Ontario Municipal Board approved on July 25, 1979, Construction Bylaw and issuance of debentures for the widening of Princess St.

b) It is now in order for City Council to approve a Bylaw to authorize the execution of a connecting link agreement with the Ministry of Transportation and Communications.

c) The MTC region has advised that the widening of the Portsmouth Avenue approaches to Princess Street at an estimate of $72,000 is not eligible for 75% subsidy.

d) An unsuccessful meeting was held on July 27, 1979 with the district and regional engineers to reverse their decision to delete the Portsmouth Avenue approaches. Another unsuccessful meeting was held on August 1st. with an official from Toronto. After consultation with the Chief Administrativ Officer and the Mayor, the Hon. Keith Norton was contacted and a review of the regional's decision by the Ministry's Head Office has been arranged and a decision is expected on Monday August 13th. If the decision is unfavourable a meeting has been tentatively scheduled with the Minister of Transportation and Communications on Monday, August 20th.

ALTERNATIVES

If the City appeals fail, the following alternatives are available.

a) Forego any subsidy and increase the City share by $54,000 (75% subsidy) and re-apply for OMB approval. This alternative would cause sufficient delay to prevent any reasonable amount of construction this year.

b) The Portsmouth Avenue approaches would be eligible for a 50% subsidy, however, the City has exceeded their normal road subsidy allocation for the past five years.

c) Postpone other important road projects such as Montreal St. - Stephen St. intersection improvement.

EXISTING POLICY

MTC and former DHO have approved the inclusion of widening approaches to connecting links for the past 20 years in the City of Kingston, such as, (a) The recent widening of the south Division Street approach to the intersection of Counter Street and Division Street north. (b) The widening of the west Counter Street approach to the intersection of the Sir John A. MacDonald Blvd. and Counter Street. (c) The widening of both Portsmouth Avenue approaches to Bath Road. (d) The widening of the Palace Road approach to Bath Road. (e) The widening of the Concession Street approach and the new leg to the Princess Street/Bath Road intersection improvement (formerly Traffic Circle).(f) The widening of the north Victoria Steet approach to Princess Street. The Highway Improvement Act, 1957 and the agreement between the City and the Minister of Highways, May 25th 1959 includes the "additional width of roadways necessary to permit the proper interchange of traffic at intersections of the connecting link with any other highway", and also the "grading and surfacing" of approaches necessary to effect such junction.

RECOMMENDATIONS

That by-laws be authorized to execute two agreements with the Ministry of Transport and Communications under the Public Transportation Highway Improvement Act, RSO 1970 Chapter 20, adequate funds having been provided for this project.

a) Relocation of Utilities on Princess St. from Sir John A. MacDonald Blvd. to 191.50 m. west of the Parkway.

Total Estimated Cost	$92,728.90
City's Share	$45,889.45
MTC Share	$46,839.45

b) Construction of Princess St. from 196.28 m. east of Portsmouth Avenue to 191.50 m. west of the Parkway including the widening of approaches to Princess St. on Portsmouth Avenue.

Total Estimated Cost	$485,442.21
City's Share	$123,610.55
MTC Share	$361,831.66

K.G. Linseman

:ab

K.G. Linseman, P.Eng., M.Sc.,
Administrator.

REPORT NO. 82

August 7th 1979.

To the Mayor and Aldermen:

The Downtown Core Committee reports and recommends as follows:

1. "WHEREAS in February 1979, with the approval of Council and with funding from the Downtown Area Levy, a Concept Plan for the improvement of Princess Street between Wellington Street and Montreal Street was prepared by Proctor & Redfern Limited; and

WHEREAS the Concept Plan was endorsed at a meeting of the Downtown Business Association on March 5, 1979, and favourably received at a well attended Public Meeting held by the Planning Board on May 1st, 1979; and

WHEREAS a majority of affected Princess Street property owners have signed a petition requesting that an application be made to the Provincial Government for financial assistance under the Downtown Revitalization Program;

RESOLVED that it be recommended to Council that an application be made to the Provincial Government for financial assistance under the Downtown Revitalization Program to implement the Plan on the assumption that the approximate cost of implementation will be $ 1,000,000. to be borne by the benefiting property owners over a 30 year period with a partially recoverable loan of two-thirds of the cost from the Province; and

BE IT FURTHER RESOLVED that, since it is a requirement of participation in the Program, the area concerned be designated a "Redevelopment Area" under Section 22 of The Planning Act."

(See By-Law 4: No. 79-166)

Respectfully submitted,

REPORT NO. 83

August 13, 1979.

To the Mayor and Aldermen:

1. At the meeting of the City Council held on July 23rd 1979, the following petition, received from Mr. George Speal, Q.C., bearing the names of 2,000 residents of the City of Kingston, said petition undertaken by a Kingston citizen, Mr. A. R. Patterson of 39 Worthington Place, was referred to the Committee of the Whole for consideration at this meeting.

> *"We, the undersigned regret the decision of the Kingston City Council to reduce the area of the proposed Shopping Centre in the vicinity of Weller Avenue and Division Street to a point where it is not considered a viable development.*
>
> *We believe that this development would provide much needed services to the population residing in this area and would also provide considerable tangible and intangible benefits to the City of Kingston; therefore, we urge the City Council to reconsider their decision at the first opportunity."*

Respectfully submitted,

M. C. Healy,
City Clerk.

COMMITTEE OF THE WHOLE (Cont'd)

(B) That Council Rise from the Committee of the Whole and the Chairman Report.

REPORT OF THE COMMITTEE OF THE WHOLE

(C) That the Report of the Committee of the Whole be adopted, approved and confirmed.

MOTIONS

NOTICE OF MOTIONS

(1) Moved by Ald. Miller,
Seconded by Ald. Clements,

That the Traffic and Streets and Parking Administrator be requested to prepare a report for Council on bicycle routes in the City including possible linkages with bicycle routes in adjacent municipalities.

(2) Moved by Ald. Miller,
Seconded by Ald. Clements,

That the Chief Administrative Officer be asked to report on the work being done at the Davis Tannery Site; this report to advise Council whether or not clean-up procedures are being undertaken in accordance with the agreement involving the City, the developer and the Ministry of the Environment and whether or not the City would have liability if these procedures are not followed.

BYLAWS

(A) That By-Laws 1 to 9 be given their First and Second Readings.

(B) That Rule No. 35 of By-Law No. 1 be suspended for the Purpose of Giving By-Laws 5 to 9 their Third Reading.

(C) That By-Laws 5 to 15 be given their Third Reading.

* * *

(1) A By-Law to Authorize the Reconstruction of a Concrete Sidewalk 1.89 Meters Wide in Princess Street, north side, from Ontario Street easterly 40.11 Meters Under the Provisions of Section 7 of The Local Improvement Act (Petition).

(TWO READINGS) Proposed No. 79-163
Clause 4, Report No. 81, 1979

(2) A By-Law to Authorize the Construction of a Contrete Sidewalk in Portsmouth Avenue 1.5 Meters Wide, east side, from Princess Street southerly 63.70 Meters under the Provisions of Section 7 of The Local Improvement Act (Petition).

(TWO READINGS) Proposed No. 79-164
Clause 5, Report No. 81, 1979

(3) A By-Law to Amend By-Law No. 14, "A By-Law Relating to Sewers and Drains" (Storm Drainage - Hotel Dieu Hospital and Mills Office Suppliers Ltd.)

(TWO READINGS) Proposed No. 79-165
Clause 6 & 7, Report No. 81, 1979

BYLAWS (Cont'd)

(4) A By-Law to Designate the Area of Princess Street between Wellington Street and Montreal Street as a Redevelopment Area under Section 22 of The Planning Act, R.S.O. 1970, as amended.

(TWO READINGS) Proposed No. 79-166
Clause 1, Report No. 82, 1979

(5) A By-Law to Close King Street, Union Street, Court Street and West Street on Sunday, September 2, 1979, beginning at 9 a.m. for Community Purposes.

(THREE READINGS) Proposed No. 79-167
Clause 22, Report No. 81, 1979

(6) A By-Law to Rededicate that Portion of Queen's Crescent closed by By-Law No. 9034, "A By-Law to Stop Up and Close Queen's Crescent between University Avenue and Albert Street."

(THREE READINGS) Proposed No. 79-168
Clause 23, Report No. 81, 1979

(7) A By-Law to Authorize the Execution of a Proposal and Estimate of Cost Pursuant to an Agreement with Her Majesty the Queen, in Right of the Province of Ontario, as Represented by the Minister of Transportation and Communications, Entered into under The Public Transportation and Highway Improvement Act, R. S.O. 1970, Chapter 201.

(THREE READINGS) (PROPOSED NO.79-169)
(Clause 24, Report No. 81, 1979.)

(Note: For the widening of Princess Street to five lanes from 196.50 m. west of the Parking including the widening of approaches to Princess Street on Portsmouth Avenue.)

(8) A By-Law to Authorize the Execution of a Proposal and Estimate of Cost Pursuant to an Agreement with Her Majesty the Queen, in Right of the Province of Ontario, as Represented by the Minister of Transportatation and Communications, Entered into under The Public Transportation and Highway Improvement Act, R.S.O. 1970, Chaper 201.

(THREE READINGS) (PROPOSED NO.79-170)
(Clause 24, Report No. 81, 1979.)

(Note: For the relocation of utilities from Sir John A. Macdonald Boulevard to 191.50 m. west of the Parkway.)

(9) A By-Law to Confirm the Procedures of Council at its meeting held on August 13, 1979.

(THREE READINGS) Proposed No. 79-171
City Council Meeting No. 31, 1979

BYLAWS (Cont'd)

(10) A By-Law to Authorize the Reconstruction of Certain Concrete Sidewalks (General Rate).

(THIRD READING) (Proposed No. 79-108)
Clause 5, Report No. 59, 1979

(11) A By-Law to Authorize the Reconstruction and Widening of Princess Street to Five Lanes from 196.28 Meters (644') East of Portsmouth Avenue to 191.50 Meters (628.3') West of the Parkway, Including the Widening of Approaches to Princess Street on Portsmouth Avenue (General Rate).

(THIRD READING) (Proposed No. 79-120)
Clause 16, Report No. 65, 1979

(12) A By-Law to Amend By-Law No. 9396, "A By-Law to Authorize the Construction of a 32' Wide Asphalt Pavement (With Width Over 28' to be Assumed by the City), with Concrete Curb, Gutter and Boulevard in Victoria Street from Third Avenue to Dorrance Street, under the Provisions of Section 7 of The Local Improvement Act (Petition)" (Increased Cost).

(THIRD READING) (Proposed No. 79-123)
Clause 1, Report No. 68, 1979

(13) A By-Law to Provide for Regulations Respecting the Control of Motor Vehicles, Pedestrians, Aircraft and Equipment at the Kingston Airport.

(THIRD READING) (Proposed No. 79-160)
Clause 16, Report No. 78, 1979

(14) A By-Law to Authorize the Reconstruction of the Concrete Sidewalks on the North Side of William Street from King Street East Easterly 9.15 m and on the West Side of King Street east from William Street northerly 7.17 m under the provisions of Section 7 of The Local Improvement Act (Petition).

(THIRD READING) (Proposed No. 79-146)
Clause 6(d), Report No. 74, 1979

(15) A By-Law to Authorize the Reconstruction of the Concrete Sidewalks on the West Side of Ontario Street from William Street northerly 23.17 m and on the North Side of William Street from Ontario Street westerly 3.35 m under the Provisions of Section 7 of The Local Improvement Act (Petition)

(THIRD READING) (Proposed No. 79-148)
Clause 6(f), Report No. 74, 1979

* * *

UNFINISHED BUSINESS

COMMITTEE OF THE WHOLE "IN CAMERA"

(A) That Council adjourn to the Alderman's Lounge and resolve itself into the Committee of the Whole NOT OPEN TO THE PUBLIC to discuss the report of the Administrator of Traffic, Streets and Parking with regard to the acquisition of the Macdonald School site.

(*Note: A copy of the report of the Administrator Traffic, Streets and Parking was distributed to all members of Council with the agenda.*)

(B) That Council rise from the Committee of the Whole and the Chairman report.

REPORT OF THE COMMITTEE OF THE WHOLE

(C) That the Report of the Committee of the Whole be adopted, approved, and confirmed.

ADJOURNMENT

QUEEN'S UNIVERSITY LIBRARY
DOCUMENTS DEPARTMENT
AUG 29 1979

CITY COUNCIL MEETING NO. 31

The regular meeting of City Council was held on Monday, August 13, 1979 in the Council Chamber, City Hall at 7:05 p.m. His Worship Mayor Keyes presided.

ROLL CALL

Mayor Keyes, Ald. Bishop, Ald. Clark, Ald. Clements, Ald. Gerretsen, Ald. Gorham, Ald. Hawkins, Ald. Knapp, Ald. Lampropoulos, Ald. Matthews, Ald. McArthur, Ald. Miller, Ald. Tarnowecky, Ald. Timmins, Ald. Webb (15)

MINUTES

Moved by Ald. Bishop,
Seconded by Ald. Clark,

That the Minutes of Meeting Nos. 29 and 30, held on Monday, July 23, 1979 be confirmed.

CARRIED

PETITIONS

A petition containing approximately 80 signatures was presented in the Committee of the Whole requesting that Council review 4.39A of By-Law No. 8499 for the purpose of more clearly defining the meaning of the term 'Group Home' so as to better protect all residential areas in the City from the adverse effects produced by a heavy concentration of transients.

More specifically it was requested that Council consider amending the by-law as follows:

> *"GROUP HOME means a single housekeeping unit in a residential dwelling in which three to ten residents live together under responsible supervision, in accordance with Provincial requirements, for a period of time which is normally not less than thirty (30) days. The home shall be licensed or approved by the Province of Ontario. "Residents" for the purpose of this Section shall be defined as to exclude staff or receiving family. No group home may be located within 180 metres of another group home or other Provincial institution where residents live together under responsible supervision, in accordance with Provincial requirements."*

REFERRED TO THE CHIEF ADMINISTRATIVE OFFICER, CITY SOLICITOR, DIRECTOR OF PLANNING AND URBAN RENEWAL AND THE ADMINISTRATOR OF SOCIAL SERVICES.

COMMUNICATIONS

Council consented to the addition of Communications Nos. 452 to 464.

Filed

(415) From the Ministry of Correction Services forwarding a copy of their booklet entitled "Correctional Update", which outlines events occuring at various Correctional Institutions throughout Ontario.
(File No. 6-2)

Which had been Referred to the City Treasurer

(416) From the City of Kitchener requesting that the City of Kingston endorse the following resolution concerning Section 43 of the Assessment Act:

> *"THAT WHEREAS the Ministry of Revenue has recently adopted an assessment information program which alters the information to be provided to the municipalities and, in some cases, the form in which it is provided;*

A05

COMMUNICATIONS (Cont'd)

(416 Cont'd)

> *AND WHEREAS, one of the changes made is that information concerning additional assessments made under Section 43 will no longer be provided to municipalities using electronic data processing in machine readable form;*
>
> *AND WHEREAS, this change means that such additional assessments will have to be processed manually by such municipalities resulting in delay and additional cost to the municipality;*
>
> *AND WHEREAS, we are advised that the reason for such changes is to reduce the data processing costs of the Ministry;*
>
> *AND WHEREAS, this Council applauds the efforts of the Ministry towards fiscal restraint but points out that merely transferring Ministry costs to the municipalities does not result in any real saving to the taxpayers in general;*
>
> *THEREFORE be it resolved that the Minister of Revenue be asked to review his Ministry's new assessment information program with a view to providing to municipalities all information previously received in useable form and at no increase in cost to the municipalities."* (File No. 1-[illegible])

Which had been Referred to the Chief Administrative Officer

(417) From the City of Kitchener requesting that the City of Kingston endorse the following resolution concerning Guard Dogs:

> *"That this Council request the Provincial Government to enact legislation to regulate the ownership and keeping of dogs professionally trained for attack and guard duties and such legislation also to provide for the keeping of such dogs in residential neighbourhoods."*

(File No. 19-7)

(418) From the City of Kitchener requesting that the City of Kingston endorse the following resolution concerning Vietnamese Refugees:

> *"WHEREAS the Government of Canada and the Governments of the Provinces of Canada have demonstrated moral leadership in regard to the problems of the refugees of Vietnam; and,*
>
> *WHEREAS the City of Kitchener recognizes the responsibility of Municipal Governments in Canada to demonstrate moral leadership on social issues as well,*
>
> *THEREFORE BE IT RESOLVED THAT:*
>
> *In an effort to alleviate the suffering of some of these Vietnamese refugees, the City of Kitchener, on behalf of its citizens, proposes to agree to sponsor a refugee family, when Provincial enabling legislation allows, in the hope that this action will stimulate other community organizations and*

COMMUNICATIONS (Cont'd)

(418 Cont'd)

> *citizens of Kitchener, as well as other Ontario municipalities, to also offer these people the freedoms, rewards and responsibilities of Canadian Citizenship,*
>
> *AND FURTHERMORE, that this motion be circulated to municipalities in the Province of Ontario and the larger municipalities of Canada;*
>
> *AND FURTHERMORE, we request the Government of the Province of Ontario to pass necessary enabling legislation as soon as possible."*

(File No. 19-7)

Filed

(419) From the Ministry of Intergovernmental Affairs enclosing a copy of a letter from the Ministry of Treasury and Economics to the City of Windsor concerning the Windsor Police Commission's resolution with regard to the current rates of per capita grants in respect of policing. The Ministry of Treasury and Economics' reply states that the Province will be reviewing the situation in the near future and expects that such a review will encompass the entire spectrum of local policing rather than simply the raising of the rate for a few municipalities as an isolated change in policy. (Re: Clause 5, Report No. 71, 1979)
(File No. 19-7)

(420) From the family of the late Mr. Howard Sly thanking the City for their flower arrangement.
(File No. 3-6)

(421) From the Liquor Licence Board of Ontario advising the City of an application made by Hellas Tavern, 403 Princess Street, Kingston, for an additional dining lounge licence. When the application has been scheduled for a public hearing, the Board will provide the City with a copy of their letter to the applicant setting out the date, time and place of the hearing.
(File No. 12-6)

(422) From the Liquor Licence Board of Ontario advising the City of an application made by Howard Johnson's Confederation Place Hotel, 237 Ontario Street, Kingston, for a patio (dining lounge) licence. When the application has been scheduled for a public hearing, the Board will provide the City with a copy of their letter to the applicant setting out the date, time and place of the hearing.
(File No. 12-6)

(423) From the Liquor Licence Board of Ontario indicating their favourable decision with regard to an application made by the Royal Canadian Horse Artillery Brigade Association, 193 Ontario Street, Kingston, for additional club (lounge) facilities in the following locations:

Club - Lounge #1	- Third Floor	(75 persons)	- Same
Club - Lounge #2	- Third Floor	(32 persons)	- Same
Club - Lounge #3	- Second Floor	(38 persons)	- Increase of 11
Club - Lounge #4	- Second Floor	(34 persons)	- Increase of 4
Club - Lounge #5	- Second Floor	(27 persons)	- Increase of 13
Club - Lounge #6	- Main Floor	(69 persons)	- NEW

(File No. 12-6)

COMMUNICATIONS (Cont'd)

Which had been Referred to City of Kingston Planning Board

(424) From the Ministry of Housing submitting a copy of Proposed Amendment No. 24 to the Official Plan for the Twp. of Kingston Planning Area for approval under the provisions of Section 17 of The Planning Act and requesting that the City make any comments within 60 days from the date of their letter which was July 24, 1979. If no comment are received by the Ministry within this time limit, they will assume there are no objections and proceed accordingly. A reasonable extension of time will be permitted only if they are advised that additional time is required for comment.
(File No. 21-4.11)

(425) From the Ministry of Housing acknowledging receipt of plan for Pt. of William St. & Pt. of Barrie St. & Lots 56 & 57 (owner, A. Zimmerman, 138 Carruthers Avenue, Kingston) and submitting a questionnaire to be completed so that an appropriate recommendation can be made to the Ministry based on the factors set out in Section 33(4) of the Planning Act.
(File No. 3-12.4-2)

(426) From the Ministry of Housing acknowledging receipt of plan for Pt. of Lot 1, R.P. #13-R-2492, Concession II (owner, J.B. Sampson) and submitting a questionnaire to be completed so that an appropriate recommendation can be made to the Ministry based on the factors set out in Section 33(4) of the Planning Act. (Bath Road and Sir John A. MacDonald Blvd.)
(File No. 3-12.4-1)

(427) From Homestead Land Holdings Limited notifying of their recent purchase from Ontario Housing Corporation of a 9.6 acre parcel, Block "S" Calvin Park, South-East Corner Bath Road & Portsmouth Avenue, and noting of commencement of design of a suitable proposal for Block "S" which can be either 28 units per acre, or, by adding an additional building, use a higher density.
(File No. 8-3.5)

Which had been Referred to the Traffic, Streets & Parking Administrator

(428) From the Ministry of Transportation and Communications forwarding a copy of Ontario Regulation 396/79 which amends O. Reg. 668/78 of the Highway Traffic Act dealing with the application of a new Maximum Weight on Bridges Sign and attaching an internal directive which sets out the Ministry's policy with respect to displaying the signs on the King's Highways.
(File No. 21-5)

Filed

(429) From the Association of Municipalities of Ontario forwarding a copy of their Auditors' Report as at and for the year ended December 31, 1978.
(File No. 1-5)

(430) From the Association of Municipalities of Ontario forwarding their booklet entitled "Resolutions, Proposals and First Report of the Legislation and Resolutions Committee (to be considered at the Annual Conference in Toronto, Ontario, August 19th, 20th, 21st and 22nd, 1979) and Constitution.
(File No. 1-5)

COMMUNICATIONS (Cont'd)

Filed (Cont'd)

(431) From CORTS (Canada-Ontario Rideau-Trent-Severn) notifying the City of a public meeting to be held by CORTS Advisory Committee in Bath, Ontario, in St. John's Memorial Hall, Church Street, on Thursday, August 23, 1979, from 7:00 p.m. to 9:00 p.m. (approximately) for the purpose of hearing comments on the issues of lack of docking, government competition, waterlots, broken down pump-out facilities and sewage disposal.
(File No. 3-17)

(432) From the Honourable Keith Norton acknowledging receipt of a copy of City's resolution concerning the City of Windsor Policing to Major Urban Municipalities and Regional Areas.
(File No. 19-7)

(433) From the Ministry of Treasury and Economics forwarding a copy of their report entitled "Ontario Finances" which covers the first quarter's activity and presents an update on the 1979 Ontario Budget.
(File No. 17-9)

(434) Copy of a letter to the Frontenac Hotel, 178 Ontario Street, Kingston, from the Liquor Licence Board of Ontario acknowledging receipt of an application for building alterations and reduction of bedroom accommodation.
(File No. 12-6)

(435) From Mr. Gordon J. Ogilvie, Regional Assessment Commissioner, Assessment Region No. 5, Counties of Frontenac, Lennox and Addington, notifying of the new 1979 Assessment Equalization Factors as published in the July 14, 1979, issue of *The Ontario Gazette*.

The factors are used by the Province to calculate Resource Equalization Grants to municipalities and Education Grants to school boards.

The Commissioner notes that the Minister has stated, ".....no municipality or school board will receive less grants in 1980 because of the introduction of the new factors."

The method of calculation of the factors, based on a large sample of actual assessments compared to sales and or appraisals, is detailed in the letter.

COMMUNICATIONS (Cont'd)

Filed (Cont'd)

(435 Cont'd)

The Assessment Equalization Factors for the County of Frontenac are:

Municipality	1979 Equalization Factor	Former (1971 to 1978) Equalization Factor
City:		
Kingston	12.18	25.30
Townships:		
Barrie	4.40	16.02
Bedford	5.21	21.10
Clarendon & Miller	4.64	18.57
Hinchinbrooke	5.20	19.83
Howe Island	5.64	20.19
Kennebec	5.51	20.60
Kingston	9.67	19.90
Loughborough	6.57	18.18
Olden	5.08	19.60
Oso	6.08	21.30
Palmerston & North & South Canonto	4.81	19.65
Pittsburgh	7.66	18.70
Portland	7.05	19.86
Storrington	6.55	19.71
Wolfe Island	6.90	22.60

(Note: Assessment Equalization Factors are also used, together with Residential & Farm Assessment of Public School and Separate School Supporters, to determine the number of "City" members and the number of "County" members on the Frontenac, Lennox and Addington County Roman Catholic Separate School Board and on the Frontenac County Board of Education.)

(File No. 1-3)

(436) From the Honourable Keith Norton thanking the City for a copy of Counci resolution concerning the Town of Hawkesbury, Daylight Saving Time. (Clause 7, Report No. 78, 1979)
(File No. 19-7)

(437) Copy of a letter to Radley & McNeely, Barristers & Solicitors from the Liquor Licence Board of Ontario advising of a public meeting of the Board to be held on August 7, 1979 at 10:00 a.m. at the Royal Canadian Legion, 261 Ontario Street, Kingston, to consider the application for an additional dining lounge licence at the Hellas Tavern, 403 Princess Street, Kingston.
(File No. 12-6)

(438) Copy of a letter to Howard Johnson's Confederation Place Hotel from the Liquor Licence Board of Ontario advising of a public meeting of the Board to be held on August 7, 1979 at 10:00 a.m. at the Royal Canadian Legion, 261 Ontario Street, Kingston, to consider the application for a patio (dining lounge) licence at Howard Johnson's Confederation Place Hotel, 237 Ontario Street, Kingston.
(File No. 12-6)

COMMUNICATIONS (Cont'd)

Which had been Referred to the Chief Administrative Officer

(439) From the Corporation of the Township of West Carleton, Kinburn, Ontario, requesting financial assistance from the City of Kingston to aid the communities within the Township of West Carleton that suffered severe damage due to the rising waters of the Ottawa River during the period of April 26 to May 4, 1979.
(File No. 7-3)

Filed

(440) Copy of a letter to Mother's Restaurants Incorporated from the Liquor Licence Board of Ontario acknowledging receipt of an application to convert existing dining room to dining lounge at Mother's Pizza Parlour Restaurant, 546 Bath Road, Kingston, and advising that their proposal will be presented for consideration at the earliest opportunity.
(File No. 12-6)

(441) Copy of a letter to Director of Purchasing and Food Services, Queen's University, Kingston, from the Liquor Licence Board of Ontario advising of their favourable decision with regard to their application for additional lounge facilities in the following locations at 164 Barrie Street which are to be connected to 162 Barrie Street:

Lounge #20	- Main Floor	(58 persons)
Lounge #21	- Second Floor	(44 persons)
Lounge #22	- Second Floor	(9 persons)
Lounge #23	- Third Floor	(11 persons)
Lounge #24	- Third Floor	(17 persons)
Lounge #25	- Third Floor	(19 persons)

(File No. 12-6)

(442) Copy of a letter from the City of Toronto advising that the Toronto City Council has adopted a resolution from Windsor City Council concerning the amendment of the Municipal Elections Act to give municipalities the option of implementing three-year terms for municipally-elected representatives, and requesting that other Ontario municipalities give consideration to such amendment to the Municipal Elections Act.
(File No. 5-2)

(443) From The Cataraqui Region Conservation Authority Executive Committee forwarding a copy of their meeting held on July 18, 1979.
(File No. 3-16)

(Note: copies distributed to members of Council)

COMMUNICATIONS (Cont'd)

Filed (Cont'd)

(444) From the Honourable Claude Bennett, Ministry of Housing, advising of his approval pursuant to Section 22(2) of The Planning Act, R.S.O. 1970, to the designation as a redevelopment area of the area outlined and described in the City's By-Law No. 79-96, which was passed by Council on May 28, 1979 and noting that the approval of area designation does in no way imply or enhance the future possibility of the City receiving financial assistance under the Ontario Downtown Revitalization Program.
(File No. 4-3.5)

Referred to the Traffic, Streets & Parking Administrator

(445) From the Arts and Science Orientation Committee for Queen's University requesting permission to close Queen's Crescent to through traffic on Thursday, September 13, 1979 for the purpose of holding a Mardis Gras. This event would be an extension of their charity day activities with several fund raising functions incorporated into the evening and entertainment is to be provided by two non-amplified bands, an indoor casino, an indoor cabaret, movies and carnival games. The Mardis Gras will be controlled by A.M.S. constables. (See Delegation No. 2)
(File No. 20-9)

Which had been Referred to the Chief Administrative Officer

(446) From Mr. Jehuda J. Kaminer, Solicitor for neighbours of the proposed Salvation Army Group Home at 227 Collingwood Street notifying that the location of the proposed home is within 180 meters of Sunnyside School and Home, a group home, which is not permitted under the City's zoning by- law, and stating that they believe the proposed home is a crisis centre, the location of which in residential zoned area is inappropriate. They request the matter of the location of the proposed house be investigated.
(File No. 20-5.3)

(Note: Copy of letter distributed to each member of Council)

(See Communication No. 447)

(447) From the City Treasurer reporting on a meeting held with Mr. Jehuda J. Kaminer, Solicitor, for neighbours of the proposed Salvation Army Group Home at 227 Collingwood Street. (File No. 20-5.3)

(Note: A copy of the report was distributed to each member of Council)

(See Communication No. 446)

Filed

(448) From a group of citizens at R.R.#1 Arden, Ontario protesting the use of leg-hold traps.
(File No. 1-1)

COMMUNICATIONS (Cont'd)

Filed (Cont'd)

(449) From the Ministry of Industry and Tourism commenting on the resolution of the City of Kingston respecting the Discriminatory Business Practices Act, 1978 and advising that in the opinion of the Ministry of Consumer and Commercial Relations, the Act does not prohibit Municipal Councils from sourcing from local businessmen where all other matters are equal. (R. 55(2)79)
(File No. 19-7)

(450) From the Kingston Administrative Association advising that at their meeting of August 2, 1979 they accepted Council's action concerning the Association's proposals for this year's revision of salaries and benefits and Council's intent to hire Consultants to look into senior level salaries, with a report to be finalized in 1979.
(File No. 5-3.9)

Referred to the Chief Administrative Officer

(451) From Mrs. Susan Thorne, Corresponding Secretary, Association of Women Electors expressing concern regarding the current developments on the property known as the Davis Tannery site. Specifically, it is requested:

"1. That filling and bulldozing be stopped and no new fill permit be issued until the machinery for full implementation of the specified clean-up procedures is in place.

2. This includes a fully trained, on-site inspector during all filling, bulldozing and clean-up procedures.

3. That the whole berm be constructed as specified and constructed only of impermeable clay, prior to any further dumping in the marsh.

4. That dust abatement procedures be implemented and dust monitoring be conducted, as specified.

5. That there be clear indentification of the hazard areas where the contaiminated fill will be dumped, and that these be lined with clay as specified, and that the stockpiled fill be identified as contaminated or non-contaminated as specified and placed accordingly.

6. That scalping of the high land is conducted accroding to the contour plan (if it was made) and that the specified contouring of the low lying area be follows.

7. That the cattail buffer be retained as a condition of the new fill permit (as it was a carefully considered condition of the former fill permits) and that the cattail buffer be retained on the site. If the role of the cattail buffer is to be re-evaluated, we ask that this be done by an impartial soils scientist (who might also then re-evaluate the role and location of the berms)."

(Note: A copy of the letter from the Association of Women Electors was distributed to all members of Council with the agenda.)

(File No. 25-2.19-4)

COMMUNICATIONS (Cont'd)

Filed

(452) Copy of a letter from the Liquor Licence Board of Ontario to the Frontenac Hotel, 178 Ontario Street, Kingston, advising of their favourable decision with regard to the Hotel's application for building alterations in the following locations:

Dining Lounge #1 - Main Floor......109 persons @ 12 sq.ft.
Dining Lounge #2 - Second Floor.... 98 persons @ 12 sq.ft.
Lounge #1 - Main Floor............ 90 persons (eligible)
Lounge #2 - Main Floor............200 persons (eligible)
28 Bedrooms........................

(File No. 12-6)

(453) From Mr. Charles Cowan, R.R.#1, Cherry Valley, Ontario, who is not in favour of banning leg hold traps.

(File No. 1-1)

(454) Copy of a letter from Ministry of Housing to Bertan Investments Ltd., 18 Denton Avenue, Scarborough, Ontario, advising that final approval of plan of subdivision at south end of Casterton Avenue and Dedrick Drive (Watts & Silver Farm) in the City of Kingston, has been given.

(File No. 20-10.29)

(455) Copies of a letter to Presidents and Local Directors of Ontario Children's Aid Societies from Ministry of Community and Social Services submitting the new compensation rates for personal automobiles effective April 1, 1979, which are as follows:

	Southern Ontario	Northern Ontario
For the first 4,000 km	15¢ per km	15.5¢ per km
From 4,001 to 12,000 km	12.5¢ per km	13¢ per km
Over 12,000 km	10¢ per km	10.5¢ per km

(The conversion factor used was 1.6 kilometers per mile)

(File No. 3-4)

(456) From the Ministry of Intergovernmental Affairs submitting their booklet entitled, "Provincial Financial Assistance to Municipalities, Boards and Commissions."

(File No. 17-9)

(457) From the Minister of Intergovernmental Affairs forwarding copies of a booklet entitled, "The Municipal-Provincial Partnership in Ontario".

(*Note: Copies of this booklet have been distributed to Members of Council and Department Heads.*)

(File No. 17-9)

COMMUNICATIONS (Cont'd)

Filed (Cont'd)

(458) From Ann MacGregor thanking the City for the expression of sympathy on the death of her mother, Mrs. Kenneth Grant Crawford..

(File No. 17-9)

(459) Copy of a letter to the Editor of the Kingston Whig Standard from Mrs. Irene Mooney expressing concern with the development of the Davis Tannery site and the possible environmental hazards and emphasizing that the rules laid out by the Ministry of the Environment and the OMB regarding the minimum requirements to protect the environment at the Davis Tannery site be implemented.

(Note: A copy of the letter was distributed to all members of Council.)

(File No. 25-2.19-4)

(460) From Ms. A. Jackson, Acting Clerk, Township of Kingston, notifying that at a meeting of the Kingston Township Council held on August 7, 1979, a resolution was passed that the Council of the Township of Kingston has no objections to the City of Kingston zoning by-law 79-115, this being a by-law to permit Bell Canada Building and Facilities to be located in all zones of the municipality.

(File No. 25-2.3-20)

Referred to the Parks & Recreation Commissioner

(461) From King Enright, President, Kingston and District Association for the Mentally Retarded, requesting the use of the building in City Park for a nursery school for retarded and multiply-handicapped children.

(File No. 3-7.20)

Referred to the City Treasurer and to Kingston Bus for the Handicapped Inc.

(462) From Mr. R.B. McEwen, Manager, Operations Control, Ministry of Transportation and Communications, with regard to the agreement between the City of Kingston and the Kingston bus for the handicapped and requesting the following changes:

1) Provision for the fare rates, i.e. at least the published fare rates of the municipal transit system or $0.50 for one-way trips in municipalities without a transit system.

2) Inclusion of an eligibility of passengers clause and the establishment of an eligibility committee.

3) The establishment of an hourly rate for the operator rather than a fixed monthly rate.

(Note: A copy of the letter has been distributed to all members of Council.)

(File No. 2-5.1)

COMMUNICATIONS (Cont'd)

Filed

(463) From Cunningham, Little, Bonham & Milliken representing Minto Construction Limited notifying that based on the following decisions of Council their client has spent considerable time and money in negotiations with department stores for the purpose of making a proposal for downtown redevelopment and emphasizing the damage to Minto could be very substantial if Council's decisions were changed:

1) Approval of the proposed shopping centre on Division Street with a limitation of 112,500 sq.ft.; and

2) Call for development proposals for the downtown.

(File No. 20.4.5)

(464) From Mr. Archie Duffie to Ald. A. Lampropoulos emphasizing the need for a shopping centre in the north end of the City and expressing approval that City Council may take another look at this project.

(File No. 3-6)

COMMITTEE OF THE WHOLE

(1) Moved by Ald. Clements
Seconded by Ald. Gerretsen

That Council resolve itself into the Committee of the Whole to receive delegations and reports, with Mayor Keyes in the Chair.

CARRIED

Moved by Ald. Webb,
Seconded by Ald. Clements,

That Council do now adjourn.

(Mayor Keyes ruled the Motion out of order since only a Motion to continue Council's Meeting was acceptable at this point of time, i.e. 11:05 p.m.)

Moved by Ald. Gerretsen,
Seconded by Ald. Gorham,

That in accordance with Rule 16 of By-Law No. 1, permission be given to continue the City Council Meeting until completion of the Agenda.

LOST 9:6
See Recorded V

Vote of 2/3 of members present required.

Ald. Gorham requested a recorded vote which was as follows:

YEAS: Mayor K. Keyes, Ald. Bishop, Ald. Gerretsen, Ald. Hawkins, Ald. Lampropoulos, Ald. Matthews, Ald. McArthur, Ald. Miller, Ald, Tarnowecky (9)

NAYS: Ald. Clark, Ald. Clements, Ald. Gorham, Ald. Knapp, Ald. Timmins, Ald. Webb (6)

Mayor Keyes summoned a special meeting of Council to be held Tuesday, August 14, 1979, at 7:00 p.m., to continue the Committee of the Whole Meeting and complete the Agenda by Council.

Council adjourned at 11:10 p.m. August 13, 1979.

(L.S.)

(Signed) *M.C. Healy*
City Clerk

(Signed) *Ken Keyes*
Mayor

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AUG 29 1979

CITY COUNCIL MEETING NO. 32

A Special Meeting of City Council, summoned by Mayor Keyes, was held on Tuesday, August 14, 1979, at 7:06 p.m., in the Council Chamber, City Hall, to continue the Committee of the Whole Meeting of August 13, 1979, and complete the Agenda by Council. His Worship Mayor Keyes presided.

ROLL CALL

Mayor Keyes, Ald. Bishop, Ald. Clark, Ald. Clements, Ald. Gerretsen, Ald. Gorham, Ald. Hawkins, Ald. Knapp, Ald. Lampropoulos, Ald. Matthews, Ald. McArthur, Ald. Miller, Ald. Tarnowecky, Ald. Timmins, Ald. Webb (15)

Moved by Ald. Gerretsen,
Seconded by Ald. Webb,

WHEREAS City Council did not consent to continue the August 13, 1979, Council Meeting after 11:00 p.m.;

AND WHEREAS the procedure by-law requires under Section 3 of By-Law No. 1, 24 hours' notice before a special meeting of Council is held;

AND WHEREAS Council did not complete their agenda;

AND WHEREAS Mayor Keyes summoned the members of Council to continue the Order of Business at that meeting on Tuesday, August 14, 1979, at 7:00 p.m. and all Members of Council were present to receive the notice;

AND WHEREAS it is deemed expedient and necessary to proceed at a special meeting with the balance of the agenda:

Report No. 83
Motions
Notice of Motions
By-Laws
Unfinished Business
In Camera Meeting;

AND WHEREAS the motions adopted at the meeting were in the Committee of the Whole and not adopted by City Council and no confirming by-laws were passed;

THEREFORE BE IT RESOLVED that Council suspend Rule No. 3 of By-Law No. 1, 1966, and proceed into the Committee of the Whole to deal with the balance of the agenda for the Committee of the Whole i.e. Report No. 83 and the balance of the agenda for the City Council Meeting of August 13 by City Council, i.e.

Motions
Notice of Motions
By-Laws
Unfinished Business
In Camera Meeting.

CARRIED

COMMITTEE OF THE WHOLE

(2) Moved by Ald. Miller
Seconded by Ald. Tarnowecky

That Council rise from the Committee of the Whole and the Chairman report.

CARRIED

A05

Mayor Keyes reported that the following delegations were received and Report Nos. 80 to 82 were considered on August 13, 1979, and Report No. 83 was considered on August 14, 1979, in the Committee of the Whole:

August 13, 1979

DELEGATIONS

(1) Mr. John Williamson, Chairman of the Arts and Science Orientation Committee, spoke with regard to the request of the Committee that Queen's Crescent be closed on September 13, 1979, from 3:00 p.m. to 2:00 a.m. on September 14, 1979, for the purpose of holding a Mardis Gras. This event to be an extension of their charity day activities with several fund raising functions incorporated into the evening and entertainment to be provided by two non-amplified bands, an indoor casino, an indoor cabaret, movies and carnival games.

(*Note: Mr. Williamson has explained this proposal in a letter presented to Council as Communication No. 445.*)

(2) Mr. William Jennings on behalf of the neighbours in the area of 227 Collingwood Street was present to discuss Communication Nos. 446 and 477 with regard to the proposed location of a Salvation Army Group Home at 227 Collingwood Street.

(*Note: A copy of Mr. Jennings' submission was forwarded to the members of Council subsequent to the meeting.*

A petition presented by Mr. Jennings was referred to the Chief Administrative Officer, City Solicitor, Director of Planning and Urban Renewal and the Administrator of Social Services.)

(3) Mr. Stan Collins, Chairman of the Downtown Core Committee, was present to discuss Report No. 82 of the Downtown Core Committee with regard to the designation of the area of Princess Street between Wellington Street and Montreal Street as a Redevelopment Area under Section 22 of The Planning Act, R.S.O. 1970, as amended, and to make application to the Provincial Government for financial assistance under the Downtown Revitalization Program to implement the Plan on the assumption that the approximate cost of implementation will be $1,000,000.00 to be borne by the benefiting property owners over a 30 year period with a partially recoverable loan of two-thirds of the cost from the Province.

(4) Mr. K. Kramil President of the Downtown Businessmen's Association was present with regard to Report No. 83.

(*Note: A copy of the brief from the Downtown Businessmen's Association was distributed to all members of Council with the Agenda.*)

(5) Mr. Reg Greenwood, Greenwood Bros. Ltd., with regard to the proposal of the Company to apply to the City for a zone change for approximately 24 acres of land bounded by Division Street on the East, Dalton Avenue on the south, 401 Highway on the north and Greenwood Bros. Ltd. buildings on the west, to permit, if Campeau Corporation decides not to proceed, the construction of 100,000 sq.ft. of retail outlets.

(*Note: A copy of the letter from Mr. Greenwood was distributed to all members of Council.*)

DELEGATIONS (Cont'd)

(6) Mr. B. Young, Campeau Corporation Limited, with regard to the proposed Campeau Corporation Limited shopping centre on the east side of Division Street north of Weller Avenue.

REPORTS

Ald. Timmins presented Report No. 80 of the City of Kingston Planning Board.

Moved by Ald. Clark,
Seconded by Ald. Bishop,

That Report No. 80 of the City of Kingston Planning Board be received and adopted.

REPORT NO. 80

August 2, 1979.

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. That the following plans, submitted by the Kingston Congregation of Jehovah's Witnesses, P.H. Erkkila, Architect, for a Church-Hall and two dwelling units at 127 Butler Street:

Plan #1 - Site Plan - Scale: 1"=20'0" - June 1979
Plan #5 - Elevations (north & south) - Scale: 1/4"=1'0" - June, 1979
Plan #6 - Elevations (east & west) - Scale: 1/4"=1'0" - June, 1979

be approved, subject to the owner entering into a Development Control Agreement, which shall include the following conditions:

a) that development shall be in accordance with the above listed plans;

b) that all parking areas and vehicular access routes shall be paved;

c) that a landscaping plan shall be submitted within three months of the date of approval by Council and implemented within one year of the issuance of the building permit;

d) that drainage of the site be directed to Butler St. in a manner which is suitable to the City Engineer;

REPORTS (Cont'd)

Report No. 80 (Cont'd)

e) that a new 2" dia. water service shall be installed to service the building.

f) that the developer covenants and agrees not to object to any petition for a local improvement sidewalk on the east side of Butler Street between Weller and Drennan Streets in the future, if presented by the City.

CARRIED AS AMENDED
Ald. McArthur opposed

(See following Motion of Amendment)

Moved by Ald. Clements,
Seconded by Ald. Hawkins,

That Clause 1, Report No. 80, be amended to include the following as subsection (f):

"that the developer covenants and agrees not to object to any petition for a local improvement sidewalk on the east side of Butler Street between Weller and Drennan Streets in the future, if presented by the City."

CARRIED

Respectfully submitted,

(Signed) *D.G. Timmins* (Chairman)
Ken Keyes
J. Clements
Bill Knapp
Lois Miller

Report No. 81 - Chief Administrative Officer

Council consented to the addition of Clauses 25, 26 and 27.

Moved by Ald. Gorham,
Seconded by Ald. Hawkins

That Report No. 81 of the Chief Administrative Officer be received and considered.

REPORT NO. 81

August 13, 1979

To the Mayor and Aldermen:

The Chief Administrative Officer reports and recommends as follows:

1. That as recommended by the Commissioner of Parks and Recreation, notwithstanding the provisions of By-Law No. 21, "A By-Law Fixing Rental to be Charged for Memorial Hall, Committee Rooms and Council Chambers, the City of Kingston and District Folk Arts Council be permitted to use Memorial Hall on August 31, 1979 from 7:30 p.m. to 10:30 p.m. at no charge.

(Note: Copy of report of Commissioner of Parks & Recreation is attached as Schedule "A", 2 pages)

CARRIED

REPORTS (Cont'd)

Report No. 81 (cont'd)

Ald. Tarnowecky withdrew at 9:05 p.m.
Ald. Timmins withdrew at 9:05 p.m., returned at 9:15 p.m.
Ald. Clark withdrew at 9:05 p.m., returned at 9:06 p.m.
Ald. Bishop withdrew at 9:07 p.m.

2. That the attached resolution from the City of Chatham petitioning the Province of Ontario to reconsider the advisability of enacting an amendment to the Municipal Act to make it mandatory that Council by By-Law require an election to be held to fill a vacancy in Council where the vacancy occurs before the first day of November in the year before an election year, be endorsed.

(Note: see attached Schedule "B", 2 pages)

LOST 6:8
See Recorded Vote

Ald. Webb requested a recorded vote on Clause 2, Report No. 81, which was as follows:

YEAS: Mayor Ken Keyes, Ald. Bishop, Ald. Clark, Ald. Gorham, Ald. Hawkins, Ald. Timmins (6)

NAYS: Ald. Clements, Ald. Gerretsen, Ald. Knapp, Ald. Lampropoulos, Ald. Matthews, Ald. McArthur, Ald. Miller, Ald. Webb (8)

Ald. Tarnowecky returned at 9:16 p.m.
Ald. Miller withdrew at 9:30 p.m.

3. That, as it is believed that the City of Kingston has acted in the best interest for dealing with the refugee problem, the following resolution of the City of Kitchener be NOT endorsed:

> *"Whereas the Government of Canada and the Governments of the Provinces of Canada have demonstrated moral leadership in regard to the problems of the refugees of Vietnam; and,*
>
> *Whereas the City of Kitchener recognizes the responsibility of Municipal Governments in Canada to demonstrate moral leadership on social issues as well,*
>
> *Therefore Be It Resolved That:*
>
> *In an effort to alleviate the suffering of some of these Vietnamese refugees, the City of Kitchener, on behalf of its citizens, proposes to agree to sponsor a refugee family, when Provincial enabling legislation allows, in the hope that this action will stimulate other community organizations and citizens of Kitchener, as well as other Ontario municipalities, to also offer these people the freedoms, rewards and responsibilities of Canadian Citizenship.*
>
> *And furthermore, we request the Government of the Province of Ontario to pass necessary enabling legislation as soon as possible."*

CARRIED

REPORTS (Cont'd)

Report No. 81 - Chief Administrative Officer

4. That as recommended by the Commissioner of Works since a sufficiently signed petition has been received, a By-Law be presented to Council to authorize the reconstruction of a concrete sidewalk 1.89 m (6.2 ft.) wide in Princess Street, north side, from Ontario Street easterly 40.11 m (131.58 ft.) under the provisions of Section 7 of the Local Improvement Act as follows:

Total Estimated Cost	$3,200.00
Owner's Share	$1,079.19
M.T.C. Subsidy	$ 546.00
City's Share	$1,574.81
Debenture Amount	$2,654.00

(Note: Copy of report of Commissioner of Works is attached as Schedule "C", 1 page)

(See By-Law 1: No. 79-163)

CARRIED
Ald. Webb opposed

5. That as recommended by the Commissioner of Works, since a sufficiently sig petition has been received, a By-Law be presented to Council to authorize the construction of a concrete sidewalk in Portsmouth Avenue, 1.5 m wide, east side, from Princess Street southerly 63.70 m (209 ft.) under the provisions of Section 7 of the Local Improvement Act as follows:

Total estimated cost	$5,250.00
Owner's share	$1,082.54
City's share	$4,167.46
Debenture amount	$5,250.00

(Note: Copy of report of Commissioner of Works is attached as Schedule "D", 1 page)

(See By-Law 2: No. 79-164)

CARRIED

6. That as recommended by the Commissioner of Works, notwithstanding the provisions of By-Law No. 14, "A By-Law Relating to Sewers and Drains", the storm sewer connections from the extension of Hotel Dieu Hospital to the existing combined sewers on Brock Street and Johnson Street as shown on Drawing No. SKM 101 latest Revision July 1979 by R.P. Allsop & Associates be approved subject to the elevation of the sewer services being satisfactory to the City and controlled flow roof drains being installed.

(Note: Copy of report of Commissioner of Works is attached as Schedule "E", 2 pages)

(See By-Law 3: No. 79-165)

CARRIED

Ald. Miller returned at 9:24 p.m.

7. That as recommended by the Commissioner of Works notwithstanding the provisions of By-Law No. 14, "A By-Law Relating to Sewers and Drains", the proposed storm sewer connection of Mills Office Suppliers Ltd's new office building at the corner of Bagot Street and Brock Street to the combined sewer on Bagot Street be approved subject to the elevation of the sewer service being set to accommodate future sewer separation satisfactory to the City and controlled flow roof drains being installed.

(Note: Copy of report of Commissioner of Works is attached as Schedule "F", 2 pages)

(See By-Law 3: No. 79-165)

CARRIED

REPORTS (Cont'd)

Report No. 81 - Chief Administrative Officer

Ald. Tarnowecky withdrew at 9:26 p.m., returned at 9:30 p.m.

8. That a grant of $100.00 be made to the Township of West Carleton for financial assistance for damages to residences and business establishments due to the rising waters of the Ottawa River, and further, that the following budget transfer be approved:

	Increase	Decrease
Finance Contingencies		$100.
Finance Grants	$100.	

(Note: Copy of report of the Chief Administrative Officer is attached as Schedule "G", 2 pages)

CARRIED

9. That as recommended by the City Treasurer, as the City of Kingston has had the same problem with additional assessments made during the year, the attached resolution from the City of Kitchener requesting the Ministry of Revenue to review the assessment information program which alters the information to be provided to the municipalities with a view to providing to municipalities all information previously received in useable form and at no increase in cost to municipalities, be endorsed.

(Note: Copy of report of City Treasurer and a copy of the resolution of the City of Kitchener is attached as Schedule "H", 2 pages)

CARRIED
Ald. Knapp opposed
Ald. Gerretsen opposed
Ald. Clements opposed

10. That as recommended by the Commissioner of Works, and subject to the approval of the Ministry of Transportation and Communications, the tender of J. Sousa Contractor Limited, 765 Baker Crescent, in the amount of $136,569.71, to construct and reconstruct the concrete sidewalks on the streets listed in the information for Tenders of Contract 79-1W be accepted being the lower tender received.

(Note: There are sufficient funds in the Capital Budget for this purpose and approval for the work has been received from the Ontario Municipal Board. See report of the Commissioner of Works attached as Schedule "I", 1 page)

CARRIED

11. That as recommended by Mayor Keyes, the week of September 21st to September 28th, 1979 be proclaimed Grand Theatre Week in honour of the Grand Theatre's 100th Birthday and Official Opening following renovations.

CARRIED
Unanimously

12. WHEREAS, Council at their meeting of July 23, 1979, (Clause 11, Report No. 78) approved the entering into an agreement with Correctional Service Canada, Frontenac Institution, to lease 500 acres of airport land for agricultural purposes commencing June 1, 1979, for a period of two and one-half years and a land use charge of $2,500;

AND WHEREAS notification has been received from the Correctional Service Canada requesting that approval be given to a two year lease from June 1, 1979 to June 1, 1981, at a cost of $2,000 payable June 1, 1980 with no rental charged for the year 1979 for the reasons set forth in the letter attached hereto as Page 1 of Schedule "J";

REPORTS (Cont'd)

Report No. 81 - Chief Administrative Officer

12. (Cont'd)

THEREFORE BE IT RESOLVED that as recommended by the Commissioner of Industries and Airport Administrator, approval be given to enter into an agreement for a two year trial period commencing June 1, 1979 at a cost of $2,000, payable June 1, 1980 with no rental for 1979 and the Mayor and City Clerk be authorized to sign said agreement and that Clause 11, Report No. 78, be rescinded.

(Note: See report of the Chief Administrative Officer and the Commissioner of Industries and Airport Administrator attached hereto as Page 2 and 3 of Schedule "J").

CARRIED
Ald. Hawkins opposed

13. WHEREAS, in the opinion of the Public Works Department weather conditions are unfavourable for sodding of the boulevard in the Newcourt Field Subdivision which forms part of contract No. 79-7W with J. Sousa Contractor Limited because the hot and dry weather will make it hard for the grass to survive.

THEREFORE BE IT RESOLVED that as recommended by the Commissioner of Works, since the weather conditions are unfavourable for sodding and since the developer and contractor agree to postpone the sodding operation, an extension of the completion time of Contract 79-7W to September 10, 1979, be authorized;

AND FURTHER, that the Mayor and City Clerk be authorized to sign the amending agreement.

(Note: See Report of Commissioner of Works attached hereto as Page 1 of Schedule "K".)

CARRIED

Ald. Miller withdrew at 9:40 p.m., returned at 9:41 p.m.
Ald. Lampropoulos withdrew at 9:41 p.m.

14. WHEREAS, there is an old stone box sewer that runs across the block bounded by Princess, Frontenac, Mack and Albert Streets through private properties without an easement and this makes maintenance very difficult;

AND WHEREAS, the cause of this situation is that the old sewer took the route of a natural water course and if the future sewers are located on the street, it would cost the City $60,000± more than if they were built in the proposed easement through different properties as shown on the plan herewith attached (Schedule "L", Page 2);

AND WHEREAS for this reason the Public Works Committee authorized the Department to attempt to acquire easements;

THEREFORE be it resolved that the City enter into the standard form of easement agreement with Mr. Leonard Archibald Wheeler and Etta Rowena Wheeler, one of the five owners involved, at a cost of $40.00 plus survey and registration costs,

AND FURTHER that the Mayor and City Clerk be authorized to sign this agreement.

(Note: See report of Commissioner of Works attached hereto as Schedule "L", Pages 1 and 2)

CARRIED
Ald. Webb opposed

REPORTS (Cont'd)

Report No. 81 - Chief Administrative Officer

15. That, as recommended by the Commissioner of Parks and Recreation and the City Solicitor, the City Solicitor be requested to prepare a by-law as follows for later consideration by Council:

a) To provide, in accordance with Section 24(a) of Section 352 of The Municipal Act, RSO, 1970 as amended for the keeping in the custody of the municipality things of historical value or interest donated or loaned to the municipality and for entering into agreements with the donor or lender for the keeping of such things,

- and -

b) To provide in accordance with the omnibus section of the Municipal Act, RSO, 1970, Section 242, as amended which gives a municipality the authority to pass by-laws which would have the effect of benefiting the welfare of the inhabitants of the municipality generally, that persons who receive permission to dig on City property be informed that on the discovery of any items of possible archeological or historical interest the person in charge will take charge of such items and will that day inform the Mayor or Chief Administrative Officer of the City of Kingston of the discovery and give the items into the hands of that Officer of the City and that items of archeological or historical interest discovered in excavations on property of the City of Kingston are and shall remain the property of the City of Kingston.

(Note: See report attached as Schedule "M", Pages 1 to 5.)

CARRIED

Ald. Lampropoulos returned at 9:46 p.m.

16. That, as recommended by the Welfare Administrator, the "Final Report of the Provincial-Metropolitan Toronto Task Force on the Elderly Persons Centre Act" be endorsed.

(Note: See Schedule "N" attached hereto, Pages 1 to 9. Schedule "N" contains a copy of the Task Force Report along with the report of the Chief Administrative Officer and the Welfare Administrator.)

CARRIED

17. THAT, WHEREAS the sum of $4,542.01 was withheld for the high void test in the as-laid asphalt in Queen Street from Contract 78-3W;

AND WHEREAS the asphalt pavement was inspected in the early spring of this year and again recently. In the stretch of Queen Street from King Street to Wellington Street and at the intersection of Queen and Bagot Streets some surface wear is evident;

AND WHEREAS the contractor, Donald A. Foley Ltd. has agreed to overlay Queen Street in full width from King Street to 25' west of Wellington Street and the intersection of Queen and Bagot Streets at his expense;

THEREFORE BE IT RESOLVED, that as recommended by the Commissioner of Works the holdback in the amount of $4,542.01 (Contract No. 78-3W) be released upon the completion of the overlay to the satisfaction of the Commissioner of Works.
(Note: See the report of the Commissioner of Works attached hereto as Schedule "O", 1 Page.)

CARRIED
Ald. Webb opposed
Ald. Hawkins opposed

18. THAT, WHEREAS there has been damage to the grass and trees along Court Street and it is believed necessary to provide some protection;

AND WHEREAS the matter has been discussed with the Commissioner of Parks and Recreation who is of the opinion that the trees and grass do suffer some damage as presently positioned in relation to the very informal road-park line of definition;

AND WHEREAS the Commissioner of Works has examined the situation and has offered various alternatives for improving the area as set out in Schedule "P", Page 2;

THEREFORE as recommended by the Commissioner of Works, a detailed estimate be provided to be based on a decision of Council as to the extent of the work they would like to have undertaken on the east side of Court Street.

(Note - See the report of the Commissioner of Works attached hereto as Schedule "P", 3 Pages.

- See also Clause 19.)

REFERRED TO 1980 BUDGET
(SEE FOLLOWING MOTION OF REFERRAL)

Moved by Ald. McArthur,
Seconded by Ald. Gerretsen,
That Clause 18, Report No. 81, be referred to the 1980 Budget.

CARRIED
Ald. Knapp opposed
Ald. Tarnowecky opposed

Since Clause 18 was not approved, Mayor Keyes ruled that Section "a" of Clause 19 was not presented.

19. THAT, WHEREAS the Treasury Department has advised that unexpended debenture proceeds arising from previous pavement resurfacing projects amounting to $24,407.50 has been credited to the payment of the 1979 debenture debt for roads pursuant to the Municipal Act, R.S.O. 1970, as amended;

AND WHEREAS the application of this surplus to the 1979 debenture debt has the effect of reducing expenditures in the current Works Department Budget;

THEREFORE it is requested by the Commissioner of Works that Council make a decision to:

b) authorize the preparation of a schedule of general rate road improvements for Council approval in the amount of approximately $24,000.

(Note: See the report of the Commissioner of Works attached hereto as Schedule "Q", 1 Page.)

CARRIED AS AMENDED

REPORTS

Report No. 81 (Cont'd)

(See following Motion to amend which was lost.)

Moved by Ald. Clements,
Seconded by Ald. Clark,

That Section b) be amended to include a schedule for sidewalk improvements.

LOST 4:11

Ald. Clark withdrew at 10:11 p.m.
Ald. Gerretsen withdrew at 10:15 p.m.
Ald. Knapp withdrew at 10:15 p.m.
Ald. Gorham withdrew at 10:10 p.m., returned at 10:12 p.m.

20. That, as recommended by the Commissioner of Parks and Recreation, the Parks & Recreation Department be given authority to persue further negotiations with the Canadian Hearing Society towards the finalization of a formal lease agreement for the rental of the 2nd floor space at City Park Recreation Centre with all final leasing arrangements to be done in co-operation with the City Solicitor's office and returned to Council for final approvals.

(Note: See report of the Commissioner of Parks and Recreation attached hereto as Schedule "R", 5 Pages).

CARRIED

Ald. Gerretsen returned at 10:17 p.m.

21. That, as recommended by the consulting engineer, Mr. Tom Roberts, and the Commissioner of Parks and Recreation, the tender of McKay Restorations in the amount of $8,400. being the lower tender received be accepted for the wall renovations at the J. K. Tett Creativity Centre at 370 King Street and the Mayor and City Clerk be authorized to sign a contract for the work when the City Solicitor has indicated that the contract is in satisfactory form and the necessary performance bond and insurance has been received.

(Note: See report of the Commissioner of Parks and Recreation attached hereto as Schedule "S", 1 Page).

CARRIED

22. That, as recommended by the Traffic, Streets and Parking Administrator, Council grant permission to the Half Marathon Committee to temporarily close King Street, Union Street, Court Street and West Street on Sunday, September 2nd 1979, beginning at 9 a.m. to 12 noon.

(Note: See report of the Commissioner of Traffic, Streets and Parking attached hereto as Schedule "T", 5 Pages).

(See By-Law 5: No. 79-167)

CARRIED

23. That, Since Council has not proceeded with the closing of the entire Queen's Crescent;

And Since, Queen's University has now removed the material from Queen's Crescent;

A By-Law be Presented to Council to rededicate that portion of Queen's Crescent closed by By-Law No. 9034, "A By-Law to Stop Up and Close Queen's Crescent between University Avenue and Albert Street".

(See By-Law 6: No. 79-168)

CARRIED
Ald. Clark opposed

REPORTS (Cont'd)

Report No. 81 (Cont'd)

24. That as recommended by the Administrator of Traffic, Streets and Parking, by-laws be presented to Council to authorize the execution of two connecting link agreements with the Ministry of Transportation and Communications under the Public Transportation Highway Improvement Act, R.S.O. 1970, Chapter 20, adequate funds having been provided for this project.

a) Relocation of Utilities on Princess St. from Sir John A. Macdonald Boulevard to 191.50 m. west of the Parkway.

Total Estimated Cost	$92,728.90
City's share	45,889.45
MTC share	46,839.45.

b) Construction of Princess St. from 196.28 m. east of Portsmouth Avenue to 191.50 m. west of the Parkway including the widening of approaches to Princess St. on Portsmouth Avenue.

Total Estimated Cost	$485,442.21
City's share	123,610.55
MTC share	361,831.66.

(See Schedule "U" - 2 Pages).

(See By-Laws 7 & 8: No. 79-169 & No. 79-170)

CARRIED

25. WHEREAS the sum of $7,272.28 was withheld from contract No. 78-2W with D.A. Foley Ltd., for the following deficiencies:

Understrength concrete	$ 200.00
High void content in asphalt	6,472.28
Ponding in pavement	600.00

AND WHEREAS the defective areas have been inspected during the early spring this year and last week and it was found that the asphalt remained in very good condition and the low test concrete did not show any sign of distress and the contractor had corrected the ponding problems;

THEREFORE BE IT RESOLVED that, since the asphalt and concrete are reported to be in good condition and the ponding deficiency had been corrected, the holdback in the amount of $7,272.28 be released.

(Note: A copy of the report from the Commissioner of Works is attached as Schedule "V" hereto.) (1 Page)

CARRIED

26. That as recommended by the Ad-Hoc Committee to study welfare options, the Ministry of Community and Social Services be requested to give a presentation to City Council concerning the benefits of a County Wide Welfare System.

CARRIED

REPORTS (Cont'd)

Report No. 81 (Cont'd)

27. That, notwithstanding the provisions of By-Law No. 14, "A By-Law Relating to Sewers and Drains", the proposed storm sewer connection of the restaurant to be constructed at 311 King St. E. to the combined sewer on Brock Street be approved subject to a separate storm connection being carried to the main sewer, the elevation of the sewer service being set to accommodate future sewer separation satisfactory to the City and controlled flow roof drains being installed.

(Note: A copy of the report from the Commissioner of Works is attached as Schedule "W" hereto.) (1 Page)

(See By-Law 3: No. 79-165)

CARRIED

Moved by Ald. Gerretsen,
Seconded by Ald. Matthews,

That Council consent to the presentation of Clause 28:

CARRIED

28. That Council grant permission to the Queen's University Arts & Science Orientation Committee to temporarily close a portion of Queen's Crescent on September 13, 1979, from 3:00 p.m. to 2:00 a.m. September 14, 1979, for the purpose of holding a Mardi Gras Festival. Details to be looked after by City officials and Queen's University.

(See By-Law 16: No. 79-172)

CARRIED

Respectfully submitted,

R.J. Hamilton
Chief Administrative Officer

Schedule "A" to Report No. 81
(Page 1)

JUL

DEPARTMENT
OF
PARKS AND RECREATION

MEMORANDUM

TO: Mr. R.J. Hamilton, Chief Administrative Officer

FROM: Mr. D.R. Fluhrer, Commissioner, Parks & Recreation

DATE: July 31, 1979

RE: Waiver of fees - Memorial Hall
Kingston & District Folk Arts Council
August 31, 1979 - 7:30 P.M. - 10:30 P.M.

I recommend that the usual fees be waived regarding the above, as it is for the benefit of the community at large and is free.

The usual costs would be as follows;

$15.00 for first hour.
$ 5.00 for each additional hour.
Two security people at $6.00 each per hour for three hours (no staff on Friday evenings).

Douglas Fluhrer
Commissioner

DRF/mc

CC: Mr. Ed. Preston
Ald. Yuri Tarnowecky

Schedule "A" to Report No. 81
(Page 2)

JUL 25 1979

July 24, 1979

Mr. R. Hamilton
Chief Administrative Officer
City Hall
Kingston, Ontario

Dear Sir:

RE: KINGSTON & DISTRICT FOLK ARTS COUNCIL
USE OF MEMORIAL HALL

I would advise that I have been approached by Mr. Wenzel Raabe, on behalf of Kingston & District Folk Arts Council, to request permission to use Memorial Hall from 7:30 p.m. to 10:30 p.m. on Friday, August 31, 1979, for the purpose of staging a symphony concert, and that the normal fees in this regard be waived.

The Council is sponsoring a group from Saltzburg, Austria that range in ages from 10 to 58 years. The public will be invited to attend free of charge although, I am led to believe, there may be a voluntarily silver collection.

Thanking you in advance for your anticipated co-operation.

Yours very truly,

YURI TARNOWECKY

YT:ec

CC: Mr. D. Fluhrer

Schedule "B" to Report No. 81
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 19-7

July 30, 1979

MEMORANDUM

TO: Mayor Keyes & Members of Council

FROM: R.J. Hamilton, C.A.O.

RE: Resolution - City of Chatham
- Fill a Vacancy in Council

We have reviewed these documents with Mr. M.C. Healy, City Clerk and as Council members are aware, under section 4A of By-Law 1 reads as follows:

> "If a Council vacancy occurs on or after the 1st day of September in an election year, such vacancy shall not be filled. (Pursuant to Section 45(3) of The Municipal Act, R.S.O., 1970, as amended.)

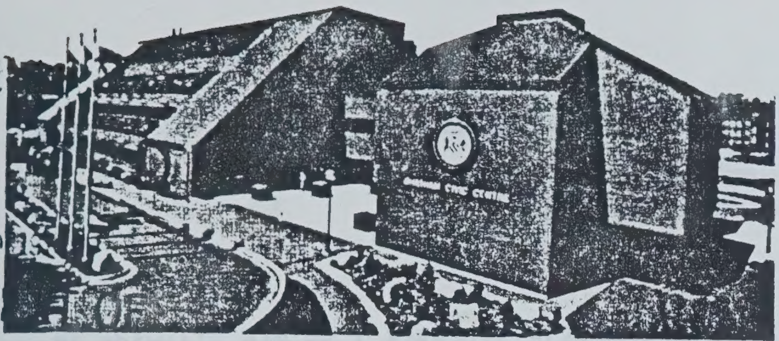
We concur with the opinion expressed by the City of Chatham, that a bi-election could be very costly an as such we recommend the endorsement of the said resolution at this time.

R.J. Hamilton,
C.A.O.

RJH/sd

Schedule "B" to Report No. 81
(Page 2)

Refer to C.H.O.



DEPARTMENT OF
City Clerk

CORPORATION OF THE CITY OF CHATHAM

BOX 640
THAM, ONT., July 11, 1979
5K8

OUR FILE
YOUR FILE

CE
JUL 19
ARTMENT OF
CITY CLERK

CITY COUNC
MEETING C
23 JUL 1979

COMMUNIC
No: 407

TO: MUNICIPALITIES IN ONTARIO

I have been instructed to send you a copy of the following resolution which was passed by Council at its regular meeting held July 9, 1979.

> "WHEREAS the Provincial Legislature did on the 7th day of June, 1979 give first reading to Bill 124, "An Act to Amend The Municipal Act."
>
> AND WHEREAS the said Bill 124, if finally passed, will make it mandatory that Council by by-law require an election to be held to fill a vacancy in Council where the vacancy occurs before the 1st day of November in the year before an election year.
>
> AND WHEREAS it is the opinion of Council that the cost of conducting a by-election cannot be justified.
>
> AND WHEREAS the Council deems the present permissive legislation to be fair and equitable.
>
> THEREFORE be it resolved that the Legislature of Ontario be petitioned to reconsider the advisability of enacting the proposed amendment to The Municipal Act, and that the present permissive legislation remain in force.
>
> AND FURTHER that copies of this Resolution be forwarded to The Honourable Thomas L. Wells, Minister of Intergovernmental Affairs, The Association of Municipalities of Ontario, The Local Members of the Legislative Assembly and other Municipalities in Ontario, requesting their support."

Your support in this matter would be greatly appreciated.

Yours very truly,

H. Allan Matheson

H. Allan Matheson, A.M.C.T.
Deputy City Clerk

HAM/aem

Schedule "C" to Report No. 81
(Page 1)

MEMORANDUM

AUG 3 197

TO: Mr. R. J. Hamilton,
Chief Administrative Officer

DATE: July 26, 1979

SUBJECT RECONSTRUCTION OF CONCRETE SIDEWALK 1.89 m(6.2') wide in Princess Street, north side, from Ontario Street easterly 40.11 m(131.58')

ORIGIN A sufficiently signed petition has been received for the above described work.

ANALYSIS The existing sidewalk is in bad condition and reconstruction is required.

EXISTING POLICY Reconstruction of sidewalk in a commercial area is carried out under the Local Improvement Act.

FINANCIAL This work is included in the approved 1979 Sidewalk Reconstruction Schedule. Adequate funds are available.

RECOMMENDATION That, since a sufficiently signed petition has been received, a by-law be passed to authorize the reconstruction of the concrete sidewalk 1.89 m (6.2') wide in Princess Street, north side, from Ontario Street easterly 40.11 m (131.58') under the Provisions of Section 7 of the Local Improvement Act.

Total Estimated Cost	$3,200.00
Owner's Share	$1,079.19
M.T.C. Subsidy	$ 546.00
City's Share	$1,574.81
Debenture Amount	$2,654.00

D. Graham, P. Eng.
Commissioner of Works

PL/jc

Schedule "D" to Report No. 81
(Page 1)

AUG 3 1979

MEMO TO: Mr. R. J. Hamilton, Chief Administrative Officer

DATE: July 24, 1979

SUBJECT: Construct a concrete sidewalk in Portsmouth Ave., 1.5m wide east side, from Princess Street southerly 63.70m (209')

ORIGIN: A sufficiently signed petition for the above described work has been received.

ANALYSIS: This work is a continuation of the sidewalk we constructed in 1978 in Portsmouth Ave.

EXISTING POLICY: For a new sidewalk the construction is carried out under the Local Improvement Act.

FINANCIAL: This work is in the previously approved 1979 sidewalk schedule. There are adequate funds in the 1979 Capital Budget.

RECOMMENDATION: That since a sufficiently signed petition has been received, a by-law be passed to authorize the construction of a concrete sidewalk in Portsmouth Ave., east side from Princess Street southerly 63.70m (209') under the provisions of Section 7 of the Local Improvement Act.

Total estimated cost	$5,250.00
Owners' share	$1,082.54
City's share	$4,167.46
Debenture amount	$5,250.00

D. Graham, P. Eng.,
Commissioner of Works.

PL/ms

Schedule "E" to Report No. 81
(Page 1)

AUG 3 1979

MEMORANDUM

TO: Mr. R. J. Hamilton,
Chief Administrative Officer

DATE: July 31, 1979

SUBJECT: Connection of Storm Drainage from Hotel Dieu Hospital Extension to combined sewers on Brock Street and Johnston Street

---

ORIGIN: Letter dated July 3rd from R. P. Allsop & Associates (1971) Ltd.

ANALYSIS: The proposed connections are as follows:

(1) On Brock St. approx. 150'± West of Bagot St.
(2) On Brock St. approx. 380'± West of Bagot St.
(3) On Johnson St. " 110'± West of Bagot St.

There are no storm sewers in the immediate area. Money has been set aside in the Capital Budget in 1980 for installation of a storm sewer on Johnson Street from Clergy Street to Bagot Street.

No flooding problems have been reported downstream of the proposed connections.

ALTERNATIVES: There are no other feasible alternatives.

EXISTING POLICY: Council has, on occasion, approved temporary storm connections to the combined system where there are no storm sewers available and where the connection will not result in downstream flooding.

RECOMMENDATIONS: That notwithstanding the Provisions of By-Law #14 the storm sewer connections from the extension of Hotel Dieu Hospital to the existing combined sewers on Brock Street and Johnson Street as shown on Drawing No. SKM 101 latest Revision July 1979 by R. P. Allsop & Associates be approved subject to the elevation of the sewer services being satisfactory to the City and controlled flow roof drains being installed.

JMC:ms

D. Graham, P. Eng.,
Commissioner of Works.

Schedule "E" to Report No. 81
(Page 2)

R. P. ALLSOP & ASSOCIATES (1971) LIMITED
CONSULTING ENGINEERS
178 TORBAY ROAD, MARKHAM, ONTARIO L3R 1C9 TEL.: (416) 495-6684

July 3, 1979 Ref: 77-003

City of Kingston,
Engineering Department,
19 Queen Street,
Kingston, Ontario.

Attention: Mr. J. Campbell

Re: Hotel Dieu Hospital
Major Expansion

Gentlemen:

Further to our recent discussions, please find enclosed herewith three copies of our Drawing SKM-101-B which details the proposed sanitary and storm sewer requirements.

The Hospital requests permission to connect the proposed new storm and sanitary connections to your existing combined sewers on Brock and Johnson Streets.

We look forward to a favourable reply and approval.

Yours very truly,

J. E. Keeling
ja/encl.

cc-Smith, Mill & Ross, Architects
Att: Mr. S. Greig

MEMBERS
THE ASSOCIATION OF PROFESSIONAL ENGINEERS OF ONTARIO / THE ASSOCIATION OF CONSULTING ENGINEERS OF CANADA

Schedule "F" to Report No. 81
(Page 1)

AUG 3 1979

MEMORANDUM

TO: R. J. Hamilton,
Chief Administrative Officer

DATE: July 17, 1979

SUBJECT: Storm connection from Mills Office Supply Building to Bagot Street combined sewer

---

ORIGIN

Letter from Emmons and Mitchell Construction Ltd. dated July 12, 1979.

ANALYSIS

There are no separate storm sewers in this area. There are no flooding problems reported on the sewer system downstream of the proposed connection.

We understand that the existing roof drainage is presently connected to Bagot Street through the existing service to be abandoned.

The proposal will eliminate an existing downspout entering the sidewalk at the face of the building.

ALTERNATIVES

No feasible alternative.

EXISTING POLICY

City Council has, on occasion, approved temporary storm connections to the combined system where there are no storm sewers available and where the connection will not result in downstream flooding.

RECOMMENDATIONS

That notwithstanding the Provisions of By-Law #14 the proposed storm sewer connection of Mills Office Suppliers Ltd's new office building at the corner of Bagot Street and Brock Street to the combined sewer on Bagot Street be approved subject to the elevation of the sewer service being set to accommodate future sewer separation satisfactory to the City and controlled flow roof drains being installed.

JC/ms

D. Graham, P. Eng.,
Commissioner of Works.

Schedule "F" to Report No. 81
(Page 2)

CHELL, PRESIDENT
MONS, VICE-PRESIDENT

592 JUSTUS DRIVE
K7M 4H4
PHONE 389-4250

ENERAL CONTRACTORS
S & MITCHELL CONSTRUCTION
JUSTUS DR., KINGSTON

EMMONS & MITCHELL
CONSTRUCTION
LIMITED

MEMBER
KINGSTON CONSTRUCTION ASSOCIATION

KINGSTON ONTARIO

July 12, 1979

City of Kingston
Public Utilities Commission

Attention: Mr. Campbell

Re: Mills Office Suppliers Ltd
New Office Building

Dear Sir,

Enclosed please find our proposal for new sewer, storm, and water connections for the above noted project. Hoping this meets with your requirements.

Yours very truly,
Emmons and Mitchell Const. Ltd.

R. Vinkle

Schedule "G" to Report No. 81
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 7-3

August 2, 1979

MEMORANDUM

TO: Mayor Keyes and Members of Council

FROM: R.J. Hamilton,
C.A.O.

RE: REQUEST FROM TOWNSHIP OF WEST CARLETON

We have received a request from the Township of West Carleton for financial assistance for damages to reside and business establishments due to the rising waters of the Ottawa River. In this case the Province is matching dollar for dollar and we would therefore recommend that the amount of $100.00 be so allocated for this purpose.

Yours truly,

R.J. Hamilton,
C.A.O.

RJH/sd

Schedule "G" to Report No. 81
(Page 2)

AUG 1 1979

For
Mr. R.J. Hamilton

Council - Which Has Been
Ref. to C.A.O.

ILE
#7-3

Municipal Office (613) 832-1812
Roads Department (613) 832-1021

CORPORATION OF THE
TOWNSHIP OF WEST CARLETON
P.O. BOX 40
KINBURN, ONTARIO K0A 2H0

July 1979.

To: All municipalities in Ontario.

Attention: Municipal Clerk.

Dear Sir or Madam:

During the period running from April 26 to May 4, 1979, many communities within our Township suffered severe damage due to the rising waters of the Ottawa River. This damage, which affected residences and business establishments, is not covered by insurance and amounts to many thousands of dollars. The final figures have not yet been tallied.

In response to a plea for assistance, the Government of the Province of Ontario has included our Township in the list of approved areas to receive aid. The Province will match on a 1 to 1 basis all dollars that we are able to raise from public and municipal sectors.

In light of the above, the Township of West Carleton respectfully requests that whatever financial assistance you can manage be directed to our West Carleton Disaster Relief Fund Committee, Box 40, Kinburn, Ont. K0A 2H0.

Yours very truly,

F. Marchington

Frank Marchington.
Mayor.

City of Kingston
ECEIVED
AUG 2 1979
EPARTMENT OF
HE CITY CLERK

AUG 2 1979
Copy to:
- C.A.O.

Schedule "H" to Report No. 81
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE City Treasurer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

August 1st, 1979

TO: M. C. Healy,
City Clerk

FROM: B. G. Cousens,
City Treasurer

RE: Resolution - City of Kitchener

In reply to your memorandum of July 27th and attached Resolution from the City of Kitchener, I wish to advise that the City of Kingston has the same problem with additional assessments made during the year, as pointed out by the City of Kitchener in their Resolution.

I would, therefore, recommend to City Council that the City of Kingston endorse this Resolution.

BGC/jt

City of Kingston
RECEIVED
AUG 1 1979
DEPARTMENT OF
THE CITY CLERK

Council - Referred to the City Treasurer

FILE
#1-3

CITY COUNCIL
MEETING OF:
13 AUG 1979

COMMUNICATION
No: 416

City of Kitchener
EX INDUSTRIA PROSPERITAS

R. W. PRITCHARD, A.M.C.T., C.M.C.
City Clerk
City Hall, Box 1118
Kitchener, Ontario, Canada
Postal Code N2G 4G7
(519) 885-7242

July 20, 1979

Municipal Clerks of all Ontario
Cities and Regions

Dear Madam/Sir:

This is to advise you that the Council of the Corporation of the City of Kitchener at its regular meeting held on Monday, July 16, 1979 passed the following resolution, namely:

> "That Whereas the Ministry of Revenue has recently adopted an assessment information program which alters the information to be provided to the municipalities and, in some cases, the form in which it is provided;
>
> And Whereas, one of the changes made is that information concerning additional assessments made under Section 43 will no longer be provided to municipalities using electronic data processing in machine readable form;
>
> And Whereas, this change means that such additional assessments will have to be processed manually by such municipalities resulting in delay and additional cost to the municipality;
>
> And Whereas, we are advised that the reason for such changes is to reduce the data processing costs of the Ministry;
>
> And Whereas, this Council applauds the efforts of the Ministry towards fiscal restraint but points out that merely transferring Ministry costs to the municipalities does not result in any real saving to the taxpayers in general;
>
> Therefore be it resolved that the Minister of Revenue be asked to review his Ministry's new assessment information program with a view to providing to municipalities all information previously received in useable form and at no increase in cost to the municipalities;
>
> And that the City Clerk forward copies of this resolution to other Ontario cities and to the Association of Ontario Municipalities for endorsation and support."

Would you kindly advise the undersigned as to what action is taken by your Council and in the event it sees fit to endorse same to so advise the Minister of Revenue for the Province of Ontario.

Yours very truly,

Pritchard

R.W. Pritchard
City Clerk

RWP:pm

City of Kingston
RECEIVED
JUL 26 1979
DEPARTMENT OF
THE CITY CLERK

JUL 27 1979
copy to
- G.J. [illegible]

Schedule "I" to Report No. 81
(Page 1)

AUG 3 1979

MEMORANDUM

TO: Mr. R. J. Hamilton,
Chief Administrative Officer

DATE: July 31, 1979

SUBJECT: Tender acceptance of Contract 79-1W - Construction and Reconstruction of concrete sidewalks and concrete curbs

---

ORIGIN: Two tenders have been received for the above Contract, namely:

J. Sousa Contractor Limited	$136,569.71
Spada Tile Inc.	$144,233.92

ANALYSIS: Our sidewalk contracts in most cases are small and do not have many tenderers. The two companies that took part in this tender are hard competitors. The lower tender from J. Sousa is very reasonable and all the individual by-laws are adequately funded. J. Sousa's previous performances are satisfactory.

FINANCIAL: No financial difficulties introduced by this tender.

RECOMMENDATION: That subject to the approval of the Ministry of Transportation and Communications, the tender of J. Sousa Contractor Limited, 765 Baker Cresc., in the amount of $136,569.71, to construct and reconstruct the concrete sidewalks on the streets listed in the Information for Tenderers of Contract 79-1W be accepted being the lower tender received.

PL:ms

D. Graham, P. Eng.,
Commissioner of Works.

Government of Canada
Gouvernement du Canada

MEMORANDUM **NOTE DE SERVICE**

Mr. D. Stevens,
Industrial Commissioner,
City of Kingston.

Farm Manager,
Frontenac Institution.

SECURITY-CLASSIFICATION-DE SÉCURITÉ

OUR FILE—N/RÉFÉRENCE 7641

YOUR FILE—V/RÉFÉRENCE

DATE July 26, 1979.

SUBJECT OBJET **Airport Land Lease:**

1. This letter is in regards to term of land lease for Kingston Airport Property.

2. On reviewing the printed agreement I note a change from my original understanding which was for a two year lease from June 1, 1979, to June 1, 1981, at a cost of $2,000.00 payable June 1, 1980, which would cover that crop year.

3. There would be no cost the first year 1979 for the following reasons.

a) No crop production of any value.
b) We would be providing a service by cutting grass and weeds where accessible.
c) We would plough and summer fallow for weed control in preparation to sow a crop of winter wheat which would not be harvested until August 1980.
d) It is costing this department approximately $2,500.00 in seed, fertilizer, fuel and equipment maintenance this year (1979).

4. It was understood that the first two year be experimental in terms of work load, productivity and general acceptance on both sides. After the cropping of 1980, we would negotiate for a minimum of five year lease, beginning with the crop year 1981.

5. I might add that our budget year runs from the first of April to the end of March. I have already requested and have a tentative approval for $2,000.00 to be included in my budget next year (1980-81) for lease payment on your airport property.

R.G.B. Howes

R.G.B. Howes,
Farm Manager,
Frontenac Institution.

RGBH/ajb

Rec'd
1/8/79
Aj

Schedule "J" to Report No. 81
(Page 2)

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 1-2.1-1

August 2, 1979

MEMORANDUM

TO: Mayor Keyes and Members of Council

FROM: R.J. Hamilton, C.A.O.

RE: Attached Letters from R.G.B. Howes, Farm Manager, Frontenac Institution and Mr. W.D. Stevens, Industrial Commissioner

We have reviewed these matters with the parties concerned and based on the new information we recommend that Council accept the position as shown by Mr. Stevens for a two year lease up to June 1, 1981. You will recall that Council had received an earlier report on this matter, however, they had suggested that Administration approach the Federal Offices for an extension of the agreement to the end of the year 1981.

A letter from Mr. Howes, suggests that the reasons for the two year lease from June 1, 1979 to June 1, 1981, was necessarily geared to their budget year as well as the expectations that a longer term lease could be negotiated som time after the cropping year of 1980.

We would recommend that Council therefore accept the two year trial period commencing June 1, 1979 as was originally suggested by Mr. Stevens.

Yours truly,

R.J. Hamilton,
C.A.O.

RJH/sd

KINGSTON INDUSTRIAL COMMISSION

CITY HALL, KINGSTON, ONTARIO, CANADA
K7L 2Z3

W. DAVID STEVENS
Commissioner of Industries

(613) 546-4291 and 546-1232

MEMORANDUM

TO: R. J. Hamilton, C.A.O.

FROM: W. D. Stevens, Commissioner of Industries and Airport Administrator

DATE: August 1, 1979

RE: Airport - Land Improvement Program

This refers to my report of July 16, 1979 concerning an agreement with the Correctional Service of Canada, Frontenac Institution recommending use of certain areas of airport land for agricultural purposes and our meeting with Mr. R.G.B. Howes, Farm Manager, of July 25.

Attached is a copy of a letter received this date which confirms the conversation we had with Mr. Howes on this matter. You will note from the letter that it is the intention to enter into a longer term agreement in 1980 prior to termination of the initial two-year agreement.

I would suggest that Council may wish to consider leaving the termination date May 31 as presently set out in the agreement for the two-year trial period.

Respectfully submitted,

W. D. Stevens

W. David Stevens, A.M.E.I.C.
Commissioner of Industries
and Airport Administrator

WDS/tj

Attachment

Schedule "K" to Report No. 81
(Page 1)

AUG 3 1979

MEMORANDUM

TO: Mr. R. J. Hamilton,
Chief Administrative Officer

DATE: July 30, 1979

SUBJECT: Extension of completion time of Contract 79-7W
Sidewalk in New Court Field Subdivision

ORIGIN: In the opinion of the Public Works Department weather conditions are unfavourable for sodding of the boulevard and this operation should be delayed.

ANALYSIS: The sidewalk is now completed. It is questionable that the sodding of the boulevard, included in the same contract, should be undertaken now because the hot and dry weather will make it hard for the grass to survive.

The Developer and the Contractor have been contacted and agree to postpone the sodding until September 1979.

FINANCIAL: No financial requirement.

RECOMMENDATION: That, since the weather conditions are unfavourable for sodding and since the Developer and Contractor agree to postpone the sodding operation, an extension of the completion time of Contract 79-7W to September 10, 1979, be authorized.

PL:ms

D. Graham, P. Eng.,
Commissioner of Works.

Schedule "L" to Report No. 81
(Page 1)

AUG 3 1979

MEMORANDUM

TO: Mr. R. J. Hamilton
Chief Administrative Officer

DATE: August 2, 1979

SUBJECT: EASEMENT AGREEMENT - LEONARD & ETTA WHEELER
444 Frontenac Street

ORIGIN: Memorandum from Mr. N. Jackson, City Solicitor, requesting Council's authorization to execute the above mentioned agreement.

ANALYSIS: There is an old stone box sewer that runs across the block confined by Princess, Frontenac, Mack and Albert Streets through private properties without an easement. This makes maintenance very difficult.

The cause of this situation is that the old sewer took the route of a natural water course. If our future sewers are located on the street, it would cost the City $60,000 ± more than if they were built in the proposed easement through different properties as shown on the plan herewith attached. The Public Works Committee authorize the Department to attempt to acquire easements.

The Wheelers are one of the five owners included. They are willing to grant easement to the City subject to the terms as set forth in the agreement.

FINANCIAL: The cost of this easement will be $40 plus survey and registration costs.

RECOMMENDATION: That the Mayor and City Clerk be authorized to execute the above mentioned agreement.

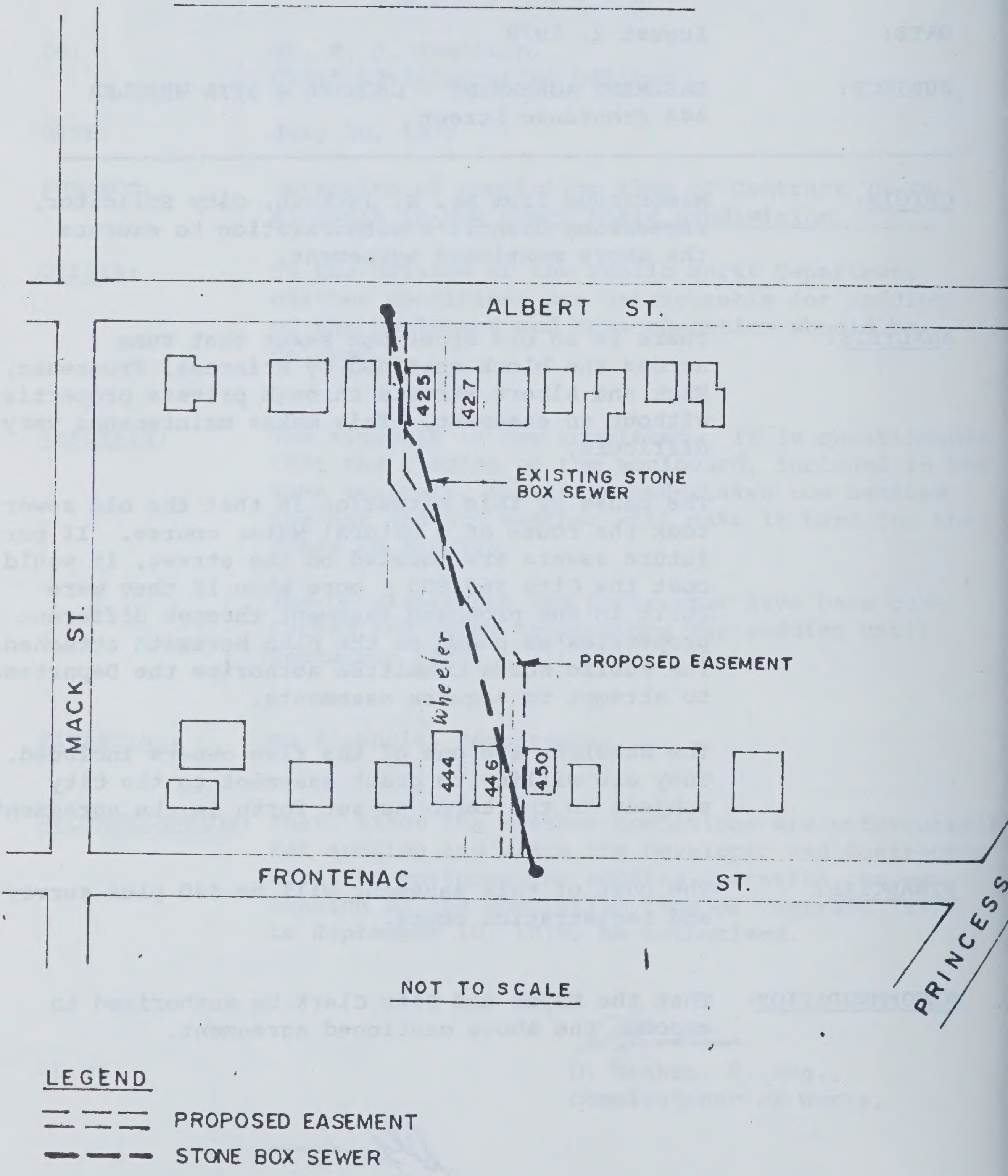
D. Graham, P. Eng.,
Commissioner of Works.

PL/ms

Attach.

Schedule "L" to Report No. 81
(Page 2)

EXISTING STONE BOX SEWER AND PROPOSED EASEMENT ALBERT TO FRONTENAC ST.


ALBERT ST.
425
427
EXISTING STONE BOX SEWER
MACK ST.
Wheeler
PROPOSED EASEMENT
444
446
450
FRONTENAC ST.
PRINCESS
NOT TO SCALE
LEGEND
PROPOSED EASEMENT
STONE BOX SEWER

AUG. 1, 1979

Schedule "M" to Report No. 81
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 1-1

August 2, 1979

MEMORANDUM

TO: Mayor Keyes and Members of Council

FROM: R.J. Hamilton, C.A.O.

RE: Protection of items of archeological or historical interest, found on City property.

We are forwarding herewith correspondence concerning protection of archeological or historical items found on city property. You will note that Mr. Jackson and Mr. Fluhrer recommend that we develop a by-law in this regard for the future protection of the city.

We would therefore recommend that Council adopt the reports from the two Department Heads and that Mr. Jackson be commissioned to prepare a by-law for this purpose.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

c.c.: Mr. N.C. Jackson,
City Solicitor.

: Mr. D. Fluhrer,
Commissioner of Parks & Recreation.

AUG 1 1979

DEPARTMENT
OF
PARKS AND RECREATION

MEMORANDUM

TO: Mr. R.J. Hamilton, Chief Administrative Officer

FROM: Mr. D.R. Fluhrer, Commissioner, Parks & Recreation

DATE: August 1, 1979

RE: Protection of items of archeological or historical interest, found on City property.

I have been involved, off and on, over the past few years, with this interesting subject.

It is my feeling that a by-law should be developed that gives the City first rights of ownership, for anything unearthed on any City owned property.

This should be included in all bidding documents, as a condition, including the Bell, gas, sewer, water, roads, sidewalks, hydro, whatever.

We should be careful to guard against wording that could let a contractor develop extra costs to this contract if some object is found.

Perhaps some person with the expertise should be appointed to decide if a find is of value.

Douglas R. Fluhrer
Commissioner

DRF/mc

CC: Mr. Norman Jackson
Ald. Grant Timmins

PARKS AND RECREATION
CITY OF KINGSTON

JUL 19 1979

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE
City Solicitor
Our Ref. No. L-16

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

MEMORANDUM

TO: Mr. R.J. Hamilton,
Chief Administrative Officer

FROM: Mr. Norman C. Jackson,
City Solicitor

DATE: July 19, 1979

RE: Protection of Items of Archeological or Historical Interest found on City property

---

Enclosed please find a letter and proposed resolution from Mrs. Margaret S. Angus regarding the above. I agree with the substance of her letter, but would suggest that a by-law be enacted, rather than a resolution, in accordance with a recent amendment to The Municipal Act, Section 24(a) of Section 352, which allows the municipality to pass a by-law for keeping in the custody of the municipality things of historical value or interest donated or loaned to the municipality and for entering into agreements with the donor or lender for the keeping of such things.

If the items were not being donated or loaned, but actually were located on City property, I believe the omnibus section of The Municipal Act, Section 242, would allow Council to pass a by-law embodying the intent of Mrs. Angus' resolution, since it would have the effect of benefiting the welfare of the inhabitants of the municipality generally. Perhaps this should be discussed with Mr. Fluhrer prior to a Council report.

NJackson
Norman C. Jackson,
City Solicitor

NCJ/ks

cc: Mr. D. Fluhrer,
Commissioner of Parks and Recreation

Dr. Margaret S. Angus
20 Beverley Street
Kingston, Ontario
K7L 3Y4

LEG
JUN -1 1979

June 19, 1979

Norman Jackson,
City Solicitor,
City Hall,
Kingston, Ontario

Dear Mr. Jackson;

Grant Timmins asked me some time ago to suggest a resolution which would be concerned with excavations and findings on City owned property - one similar to the provincial legislation. I have studied the provincial act and talked to some experts about a possible resolution.

Provincial law deals only with designated sites and only the Minister can designate sites. Actually very few of the known sites are designated because it tends to draw the attention of amateur diggers and such sites cannot be properly policed. To give any similar protection to City owned sites there would have to be provision for a stop order to be issued so the site could be examined by experts to determine its value.

I presume that what is really desired is a resolution stating that items discovered on or in City owned land will be retained by the City. There are, of course, sites such as that of old Fort Frontenac, part of which is under the road in front of the present Fort gate, which deserve special protection but a general resolution would not cover that. There may be other foundations of interest to the historian but an all encompassing resolution would be of questionable value and an unwelcome complication.

The enclosed is a suggestion for a possible resolution.

Yours sincerely,

Margaret Angus

Margaret Angus

c.c. G. Timmins

Schedule "M" to Report No. 81
(Page 5)

Be it resolved that

In order to protect items of archeological or historical interest or significance discovered in excavations on property owned by the Corporation of the City of Kingston

That those who receive permission to dig on City property be informed that on the discovery of any items of possible archeological or historical interest the person in charge will take charge of such items and will that day inform the Mayor or Chief Administrative Officer of the City of Kingston of the discovery and give the items into the hands of that officer of the City.

Resolved also that

Items of archeological or historical interest discovered in excavations on property of the City of Kingston are and shall remain the property of the Corporation.

Schedule "N" to Report No. 81
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 20-5.3

July 30th, 1979

MEMORANDUM

TO: Mayor Keyes and Members of Council

FROM: R.J. Hamilton, C.A.O.

RE: Task Force on the Elderly Persons Centres Act

We are forwarding herewith a memorandum concer the Provincial Metro-Toronto Task Force on the Elderly Per Centres Act. You will note that Mr. Routbard is recommendi that we endorse the final report which suggests in essence that the Provincial subsidy should be 50% without having a maximum. This would ensure that municipalities contributi would never exceed 20% however, it may mean that it will c tinue to grow if there was no maximum of any kind.

I would suggest that it is in order to accept this and endorse the said report, however, in future budge deliberations, Council should exercise the controls necess to keep these particular expenses in line.

R.J. Hamilton,
C.A.O.

RJH/sd

JUL 27 1979

CITY OF KINGSTON

MR. S. ROUTBARD
[redacted] ADMINISTRATOR
DEPARTMENT OF SOCIAL SERVICES

CITY HALL
KINGSTON. ONTARIO

DIAL 546-4291

Mr.R.J.Hamilton
C.A.O.

This report was written by Mrs.S.R.Cameron at my request.

memorandum

Department of Social Servic
City of Kingston

TO: Mr. R. J. Hamilton
Chief Administrative Officer

DATE: July 26, 1979

FROM: S. H. Routbard
Administrator

SUBJECT: Final Report of the Provincial Metro-Toronto Task Force on the Elderly Persons Centres Act.

ORIGIN

The task force was initiated by the Province of Ontario and the Municipality of Metropolitan Toronto in an effort to study the issues of funding, policy, legislation and programming in relation to Elderly Persons Centres.

The Council of the Municipality of Metropolitan Toronto adopted this report, without amendment, on June 19, 1979. Subsequently, that municipality forwarded copies of the task force report to all Ontario municipalities with populations in excess of 25,000 for endorsement.

ANALYSIS

At present, the Elderly Persons Centres Act regulates a divergent range of services to seniors. Some of these services are "facility-based", some are "home support", and others are special service programs.

The following table summarizes the present cost-sharing formula applied in the funding of Elderly Persons Centres:

SOURCE	OPERATING BUDGET	CAPITAL BUDGET
Private and Voluntary Contributions	At least 30%	50%
Provincial Subsidy	50% to a maximum of $15,000 per year	30%
Municipal Subsidy	At least 20%	20%

ANALYSIS
Report on Elderly Persons Centres Act - cont'd

The task force has recommended changes in the legislative framework and in the cost-sharing formula in an effort to improve services to seniors and to relieve the financial burden on municipalities and voluntary funding groups. The following are recommendations given "high priority for immediate implementation" by the task force:

1. Facility-based services, (individual goes to a community facility), should continue to be funded through the Elderly Persons Centres Act.
2. Funding for home support services, (services delivered in the home), should be provided under an amended Homemakers and Nurses Services Act, thereby transferring these services from the Elderly Persons Centres Act.
3. The unilateral ceiling on the provincial contribution, (50% up to a maximum of $15,000), should be removed to allow a full 50% provincial contribution.

   The provincial ceiling has had the effect of causing an imbalance in cost-sharing. All Elderly Persons Centres having a net operating budget in excess of $30,000 require a greater contribution from the municipality and from private sources. If the province were to contribute the full 50%, regardless of budget size, the municipality would be assured that its contribution would not have to exceed 20%, (and private funders 30%), in order to provide essential services to seniors.
4. User charges should be required for certain services. Charges should be based on an easily administered sliding scale or on a modest, flat rate.
5. Means test for home support services should be applied less stringently.

   The practice of the Kingston Department of Social Services, when assessing means under the Homemakers and Nurses Services Act, has been to consider the applicants's financial circumstances as fairly as possible.
6. With appropriate consultation, the Province should establish an effective legislative and funding framework for the provision of day care for the elderly.
7. The recommendations of this report should be closely considered by the Ministry of Community and Social Services in consultation with other provincial ministries, municipal governments, service providers, and other major funders.

ALTERNATIVES

The alternative to the recommendations of the task force is that Ontario municipalities continue to provide services to seniors within a legislative and funding framework which no longer adequately meets the needs of our elderly, and which places an increasingly greater financial burden on the municipality and the private sector.

ANALYSIS

Report on Elderly Persons Centres Act - Cont'd

FINANCIAL CONSIDERATIONS

The current trend in the age distribution of our population suggests that municipalities will increasingly recognize the need to provide more comprehensive services to the elderly. If Kingston is to be faced with a greater demand for services, it would seem wise for the City to support changes in provincial legislation which will result in a more equitable balance of financial responsibility. The elimination of the provincial ceiling would be a first major step in redressing the present imbalance.

RECOMMENDATION

That endorsement be given to the Final Report of the Provincial-Metro Toronto Task Force on The Elderly Persons Centres Act.

Schedule "N" to Report No. 81
(Page 6)

Council - To be referred to the C.A.O.

The Municipality of
Metropolitan Toronto

Clerk's Department
City Hall, Toronto, Ontario, Canada M5H 2N1
Telephone: 367-8011
Telex: 06-23472

Walter J. Lotto, *Metropolitan Toronto Clerk*
Derrick Hunt, *Deputy Metropolitan Clerk*

FILE
#17-9.8

June 21, 1979.

CITY COUNCIL
MEETING OF:
9 JUL 1979
COMMUNICATION
No: 364

T.J. McKibbin
Clerk, City of Kingston
City Hall, 216 Ontario St.
Kingston K7L 2Z3

I am enclosing for your information the appended Clause No. 4 of Report No. 10 of The Social Services and Housing Committee, headed "Final Report of the Provincial-Metropolitan Toronto Task Force on the Elderly Persons Centres Act", which was adopted, without amendment, by the Council of The Municipality of Metropolitan Toronto at its meeting held on June 19, 1979.

Yours truly,

for Metropolitan Toronto Clerk.

W.J.Lotto:jd
Encl.

Sent to:
Ontario Municipalities.
Minister of Community and Social Services, Province of Ontario.
United Community Fund.
Council of Catholic Charities.
Toronto Jewish Congress.
Executive Director, Association of Ontario Municipalities.
Commissioner of Social Services

City of Kingston
RECEIVED
JUL 3 1979
DEPARTMENT OF
THE CITY CLERK

Schedule "N" to Report No.81
(Page 7)

Clause embodied in Report No. 10 of The Social Services and Housing Committee as adopted by the Council of The Municipality of Metropolitan Toronto at its meeting held on June 19, 1979.

4

FINAL REPORT OF THE PROVINCIAL-METROPOLITAN TORONTO TASK FORCE ON THE ELDERLY PERSONS CENTRES ACT.

The Social Services and Housing Committee submits the following report (June 1, 1978) from the Commissioner of Social Services:

"Each year the Metropolitan Corporation makes grants to a number of organizations under the Elderly Persons Centres Act. The total allocation by the Corporation for organizations for 1979 is $585,000.00.

"Recently, many issues have been raised concerning the appropriateness of the programs and services funded under the Act, cost-sharing with the Province and the voluntary sector and other related issues. At the request of the Social Services and Housing Committee, a Departmental review was initiated, culminating in the preparation of a background report in October, 1977. The report was forwarded to the Ministry of Community and Social Services. As a response to the concerns raised by the Department, the Provincial-Metropolitan Toronto Task Force on the Elderly Persons Centres was formed under the joint auspices of the Department and the Ministry. The mandate of the Task Force was to provide recommendations to the respective governments on legislation, funding, policy and program issues relating to elderly persons centres and other programs. Meetings were begun in February, 1978, culminating in the preparation of a First Report (June 26, 1978).

"The First Report was submitted to elected and appointed officials in both governments and consultation on the recommendations in the report was sought from voluntary agencies and associations and other interested parties. Over thirty briefs were received containing constructive comments and criticisms regarding the report. (Copies of a summary of the briefs are available upon request).

"The Task Force reconvened in December, 1978. At that time three new members were added, representing the three major voluntary funders in the Metropolitan Toronto area (Council of Catholic Charities, Toronto Jewish Congress and the United Community Fund of Metropolitan Toronto). It was hoped that these additional members would broaden the representativeness of the Task Force and provide a better liaison with the voluntary community. In addition, the Task Force sponsored a full day's discussions on the issues raised in the First Report at Castleview Wychwood Home for the Aged in Toronto on February 22, 1979. Continued consultation with individual agency representatives was also sought during the recent series of meetings.

"The attached Final Report represents the conclusion of the proceedings of the Task Force. The recommendation which follow will have impact on the Elderly Persons Centres Act. The Task Force has also made recommendations with regard to the Homemakers and Nurses Services Act which will affect other individuals in addition to the elderly.

"We feel that the report contains an excellent analysis of the issues and proposes reasonable and attainable goals for government, voluntary funders and the service providers. We would also like to take this opportunity to commend the Task Force on its most thorough consultation process with the service providers and other interested individuals. Finally, we would like to express our admiration for the strong collaborative effort shown by the nine members of the Task Force, representing the Ministry of Community and Social Services, the United Community Fund, the Council of Catholic Charities, the Toronto Jewish Congress and this Department. We trust that the process demonstrated by this Task Force in developing its recommendations will be repeated in the future as we study other important social issues and problems in Metropolitan Toronto.

"Recommendations

"It is therefore recommended that:

1. the Social Services and Housing Committee endorse the Final Report and recommendations of the Provincial-Metropolitan Toronto Task Force on the Elderly Persons Centres Act and that this Report be forwarded to the Minister of Community and Social Services;
2. the Minister of Community and Social Services be urged to seek immediate consultation with other provincial Ministries and other concerned parties outside Metropolitan Toronto with a view to implementing the recommendations at the earliest possible date; and
3. copies of this Report be made available for circulation to all interested parties, requesting that comments on the Report be forwarded to the Minister of Community and Social Services."

The Social Services and Housing Committee recommends as follows:

(1) that the Metropolitan Council endorse the final report and recommendations of the Provincial-Metropolitan Toronto Task Force on the Elderly Persons Centres Act and that such report be forwarded to the Minister of Community and Social Services of the Province of Ontario;

(2) that the Metropolitan Council request the Minister of Community and Social Services to seek immediate consultation with other provincial Ministries and other concerned parties outside Metropolitan Toronto with a view to implementing the recommendations embodied in the Task Force Report at the earliest possible date;

(3) that a status report be prepared by the Co-ordinator of the Elderly and Disabled of the Department of Social Services respecting measures initiated by the Province of Ontario with respect to recommendations in the Task Force Report for submission to the Social Services and Housing Committee by October 1, 1979;

(4) that copies of the Task Force Report be made available for circulation to all interested parties, requesting that comments on the Report be forwarded to the Minister of Community and Social Services;

(5) that the Task Force Report be forwarded to all Ontario municipalities over 25,000 population for endorsement; and

(6) that the Task Force Report be forwarded to the Association of Ontario Municipalities for endorsement and favourable referral to the Provincial-Municipal Liaison Committee.

A copy of the Final Report of the Provincial-Metropolitan Toronto Task Force on the Elderly Persons Centres Act referred to above has been forwarded to each Member of Council and a copy thereof is also on file in the office of the Metropolitan Toronto Clerk.

Schedule "O" to Report No. 81
(Page 1)

MEMORANDUM

TO: R. J. Hamilton,
Chief Administrative Officer

DATE: August 7, 1979

SUBJECT: Deficiency in Asphalt Pavement in Queen Street under Contract 78-3W

ORIGIN A sum of $4,542.01 was withheld for the high void test in the as laid asphalt in Queen Street.

ANALYSIS The asphalt pavement was inspected in the early spring of this year and again recently. In the stretch of Queen Street from King Street to Wellington Street and at the intersection of Queen and Bagot Streets some surface wear is evident. The Contractor has been requested to overlay the areas showing wear, at his expense.

RECOMMENDATION That since the Contractor agrees to overlay Queen Street in full width from King Street to 25' west of Wellington Street and the intersection of Queen and Bagot Streets at his expense, the $4,542.01 holdback be released upon the completion of the overlay.

PL/ms

D. Graham, P. Eng.,
Commissioner of Works.

Schedule "P" to Report No. 81
(Page 1)

MEMORANDUM

TO: Mr. R. J. Hamilton,
Chief Administrative Officer

DATE: August 9, 1979

SUBJECT: COURT STREET - DAMAGE TO GRASS AND TREES

ORIGIN Ald. Miller met with the Public Works Committee and a letter was forwarded from the Sydenham Ward Rate Payers Association.

ANALYSIS There has been a brief comment from Ald. Knapp and Mr. K. Linseman. Mr. Fluhrer's comments are attached as Schedule "B". The main point, considering all the comments, was to protect the trees and the grass. Provision of a sidewalk and parking received secondary attention. The new parking lot behind the Court House is probably the reason that parking on Court Street was not considered as important as the grass, trees and pedestrians.

ALTERNATIVES See Schedule "A" attached.

FINANCIAL Projects such as this are normally financed from current revenue to avoid debenturing a relatively small cost.

RECOMMENDATION That a detailed estimate be provided when Council have decided on the extent of the work they would like to have undertaken on the east side of Court Street.

DG/ms
Attach's.

D. Graham, P. Eng.,
Commissioner of Works.

Schedule "P" to Report No. 81
(Page 2)

Schedule "A"

Court Street - Damage to Grass and Trees

Various Alternatives for Improving Area

		Rough Est.
(1)	Place precast along the east side of the pavement. Their appearance could be untidy through being moved and because normal grass cutting would not cut the grass and weeds adjacent to them.	$ 1,000
(2)	Place a curb and gutter along the east side of the pavement. This would give a tidy appearance and add stability to the pavement.	8,200
(3)	Place a sidewalk along the east side of the pavement. In addition to a tidy appearance and providing stability to pavement, this would provide for pedestrian traffic.	$13,000

The above alternatives do not provide for parking.

(4)	Widen the pavement so that parallel parking would be possible on one side.	add $ 3,000
(5)	In the case of (1) above the precast curbs could be placed to define the present parking area at an additional cost of $200.	
(6)	In the case of (2) above a curb could be added to define the parking area at an additional cost of $3200.	
(7)	Place a sidewalk adjacent to the trees to separate the park (and trees) from a parking area between the pavement and the walk.	$10,500

Schedule "P" to Report No. 81
(Page 3)

Schedule "B"

CORPORATION OF THE
CITY OF KINGSTON
DEPARTMENT
OF
PARKS & RECREATION

COMMISSIONER
DOUGLAS R. FLUHRER

CITY HALL
KINGSTON, ONTARI
K7L 2Z3

August 7, 1979

Douglas Graham
Commissioner,
Board of Works.

Re: Court Street

Dear Mr. Graham:

Further to my earlier comments and your draft report to council regarding the above, I make the following comments.

It is true that the trees do suffer some damage, as presently positioned, in relation to the very informal road-park line of definition.

Further, it is true that the lack of curb and/or barrier does result in the occasional turf damage by cars that decide to drive through the park or just clown around on the turf. While both of these facts are troublesome and have financial implications I feel there are two more important facts that warrant some positive action and as proposed in your report.

The need for parking is very important and as this relates to the sports field and the activities that take place there. These needs are usually in the evenings and weekends (i.e. ball tournaments, regular seasonal schedules and other special events that come up from time to time, but on a regular basis. Also during the winter we have skating facilities which attract cars.

Further, this is a very prestigious park and court setting, one with long historical background. Aesthetically the present condition leaves a lot to be desired and your proposals would vastly improve this situation.

Therefore, I tend to agree with the recommendation of a permanent walkway that would be so located as to allow angle parking and perhaps be metered. Further, I would think a good stone dust base for this parking area and between the present pavement and new walk would suffice.

Yours Truly,

Douglas Fluhrer
Commissioner

DRF/mc

Schedule "Q" to Report No. 81
(Page 1)

MEMORANDUM

TO: Mr. R. J. Hamilton,
Chief Administrative Officer

DATE: August 1, 1979

SUBJECT: Credit to Debt Charges

ORIGIN Public Works Department

ANALYSIS The Treasury Department advise that unexpended debenture proceeds arising from previous pavement resurfacing projects amount to $24,407.50 and it has been credited to the payment of the 1979 debenture debt for roads pursuant to the Municipal Act. The proposed projects were completed and the surplus results from tenders being within the estimates.

ALTERNATIVES The application of this surplus to the 1979 debenture debt has the effect of reducing expenditures in the current Works Budget. Council may wish to leave it this way. It may be that they would wish to use it on some other City project, such as work along the park on Court Street. Council may wish to authorize some general rate road improvements.

RECOMMENDATION That Council authorize the preparation of a schedule of general rate road improvements for their approval in the amount of approximately $24,000 for the following reasons:

1. The conditions of the roads in the City are not good on the whole;
2. The needs study indicates considerable work is warranted;
3. The M.T.C. increased allotment for construction subsidy to the City is in the highest group because of this situation;
4. The $24,000 was originally committed for road improvements;

And that, on approval of the schedule, the following budget transfers be made:

	INCREASE	DECREASE
Contractural Services 314-01	24,000	
Charges for net long term liab. 314-71		24,000

D. Graham, P. Eng.
Commissioner of Works

DG/jc

Schedule "R" to Report No. 81
(Page 1)

M E M O R A N D U M

DEPARTMENT
OF
PARKS AND RECREATION

TO: R.J. Hamilton, Chief Administrative Officer

FROM: D.R. Fluhrer, Commissioner, Parks & Recreation

DATE: August 7, 1979

RE: Approval for leasing the 2nd floor area of City Park Recreation Centre on a long term renewable basis.

Origin:

The Parks & Recreation Department has received a written request for assistance to relocate The Kingston & District Regional Office of the Canadian Hearing Society (appendix A) in facilities suitable to their function. It has been agreed that the 2nd floor of the City Park building would meet their projected needs, and thus, this request for approval to enter into a formal lease agreement.

Analysis:

Prior to receiving the above mentioned request, the subject of the 2nd floor of City Park Recreation Center and its future has received a good deal of discussion at the administrative level. It has been our conjecture that a leasing situation such as outlined above would be very worthwhile entertaining, should such present itself.

The part of the building in question has been used very sparingly over the past year or so, and therefore, sits idle a good deal of the time. The Canadian Hearing Society operate under rugular office hours (i.e. 9:00 a.m. - 5:00 p.m. - 5 days per week) and have indicated their willingness to pay monthly payments in line with our existing rate policies incorporated at 370 King St. W. (which we feel is comparable for such purposes).

The inclusion of this group's activities in the building would not interfere with present and/or projected Department uses, and any minor alterations required to the area would be at their expense and only on approval of the Parks & Recreation Department.

Alternatives:

The original request from this group was verbal in nature and regarding space at 370 King St. W. Since we have no

....2

Alternatives (cont'd)

additional space available at 370 King St. W., hence the reason for considering space elsewhere. The only space we could see for consideration at this time which met the needs of the group, was City Park Recreation Center.

Existing Policy:

The Recreation Centre is available to groups for short term rentals (i.e. mornings; afternoons, evenings) as per By-law #19, Schedule J, Section B. However, most rentals make use of only the downstairs (mainfloor) area.

Financial Considerations:

The rental charge would have to be calculated in accordance with the 1979 rate schedule at 370 King St. W., which would be minimum $1.00 per square foot per year, based on approximately 685 square feet of office space. This then, would render an annual revenue of at least $685.00.

Recommendations:

That the Parks & Recreation Department be given authority to persue further negotiations with the Canadian Hearing Society towards the finalization of a formal lease agreement for the rental of the 2nd floor space at City Park Recreation Centre. Of course, all final leasing arrangements are done in co-operation with the City Solicitor's office, and returned to Council for final approvals.

Douglas R. Fluhrer
Commissioner
Parks & Recreation Department

DRF/mc

Attachments

CC: Mr. William Anderson, President
Kingston & District Reg. Board, C.H.S.

Schedule "R" to Report No. 81
(Page 3)

Appendix A

10 July 1979

Mr. Peter Lawson
Director of Operations
Parks and Recreation Department
Rodden Park
Kingston, Ont.

Dear Mr. Lawson:

The Canadian Hearing Society in Kingston is forced to relocate and we hope that the City of Kingston will be sympathetic to our needs.

The Canadian Hearing Society is a non-profit organization with a mandate to support and assist all hearing impaired people in a given region. The Kingston and District Regional Office is answerable to a Board of Directors; the 3 staff members and many volunteers supply interpreting and other services to over 180 people who have hearing impairments.

For the past few years C.H.S. Kingston has occupied one large office and two small offices in the Old Public Library, Kingston, courtesy of the Hotel Dieu Hospital. Renovations are in process to convert the Library into a centralised Ear, Nose and Throat Department for the 2 Kingston hospitals and it was hoped that space would be afforded C.H.S. in this building. However, this week a decision was made that space would not be available and that the Library was to be vacated by July 27.

We have an urgent need of 750 - 1000 sq. feet of office space, on a bus route (for our clients). We would be greatly obliged if your department could assist us in any way.

Yours sincerely,

William L Anderson

WILLIAM ANDERSON
President
Kingston and District Reg. Board, C.H

RECEIVED
PROPERTY DEPT

Enclosures:
1 c.c.
1 Fact Sheet

CANADIAN HEARING SOCIETY

Fact Sheet

1. The Canadian Hearing Society was incorporated under Federal charter in 1940 as a volunteer non-profit organization for the purpose of assisting the deaf and hard-of-hearing of all ages.

2. The Society is financed through corporate and private donations, government grants, and professional and membership fees.

3. Counselling, vocational guidance, and employment services are offered by trained personnel from the Society's Toronto office as well as from branch offices in London, Ottawa, Hamilton, Windsor, Kingston, Thunder Bay, Sudbury, Sarnia-Chatham and Peterborough.

4. Potential employers are informed of the skills and realistic limitations of the hearing handicapped and follow-up support is provided to both employee and employer.

5. In 1977 alone, the Society was responsible for placing more than 700 deaf and hard-of-hearing individuals in gainful employment.

6. At the Society's Toronto office, University trained audiologists perform hearing evaluations and make hearing aid selections. Professional fees are charged but no one is refused service if they are unable to pay.

7. Some 2,100 children and adults received audiological assessment to determine the extent of the hearing loss and subsequent provision of a proper hearing aid.

8. The outdated terms 'Deaf and Dumb' and 'Deaf Mute' foster the mistaken belief that these people are "odd" and have limited intelligence. Hearing impaired persons have the same range of intelligence and capabilities as the hearing population.

9. Public education programs, information concerning community and governmental resources is available to the hearing impaired. Books and pamphlets are maintained in the Society's library. A directory of community service is also available.

10. The Society provides qualified interpreters to [illegible] of the deaf, e.g. with doctors, lawyers, hospitals, courts etc.

11. The Society provides a telephone enquiry [illegible] number of deaf and hard-of-hearing organizations.

12. Donated teletype machines and [illegible] set up to enable the hearing impaired to use [illegible]. This communication network presently [illegible] parts of the country. In Toronto the Society [illegible] of answering service

13. It has been estimated that [illegible] suffer some degree of hearing loss.

Cont'd......

14. A hearing loss may be due to an infection at an early age, an accident, or carelessness - the lack of protection or ignorance in conserving failing hearing. It could be caused by industrial noise, or it may simply be part of the process of growing old.

15. A moderate hearing loss may eliminate the tick of a clock, the patter of rain. A severe loss can mean never hearing a human voice.

16. Ontario's Workmen's Compensation Board reported that 'Compensable cases from noise-induced deafness rose from [illegible] in 1956 to over 300 in 1970 with claims averaging $5,000." The awards more than doubled in 1971 over the previous year and amounted to over one million dollars for the five year period 1967-1971.

17. A study by Saskatchewan's Department of Agriculture adduced that one-third of all tractor-driving farmers over age 50 suffered a hearing impairment.

18. Deafness is a severe handicap-to quote Helen Keller, both blind and deaf, "Ours is not the silence that soothes the weary senses. It is an inhuman silence which severs and estranges. It is a silence which isolates cruelly and completely. Hearing is the deepest, most humanizing philosophical sense man possesses."

19. It is important that a hearing aid be selected by a competent audiologist as an improper hearing aid may be of no benefit and worse, may hinder rather than help one's hearing ability.

20. There are approximately 50,000 profound deaf Canadians. Approximately 5% of all school children suffer some degree of hearing impairment.

21. Until recently, noise was thought of more as a nuisance than a problem. Now it is ranked along with air and water pollution as a serious threat to health.

22. The third pollution, as noise is often described, is blamed for a wide variety of disorders - hypertension, nervousness, upset stomach, muscle spasms, ulcers, physical and mental exhaustion, vertigo and paranoia. Hearing loss, of course, is the most direct and frequent effect of prolonged exposure to noise.

23. Noise is measured in logarithmic units called DECIBELS. Prolonged exposure to 85 DB"s cab be the beginning of permanent hearing damage to humans. Levels of 150 have caused the death of laboratory animals in experiments.

TYPICAL SOUNDS

DBA
10 Normal breathing
40 Suburban living room
50 Low street noise
55 Window air conditioner
60 Normal conversation
80 Cocktail party
90 Subway, heavy traffic or food blender
100 Nearby gunshot or power mower
[illegible] Riveting gun
[illegible] Jet plane take off (200 feet)

Schedule "S" to Report No. 81
(Page 1)

MEMORANDUM

DEPARTMENT
OF
PARKS AND RECREATION

TO: Mr. R.J. Hamilton, Chief Administrative Officer

FROM: Mr. D.R. Fluhrer, Commissioner

DATE: August 9, 1979

RE: Tenders - Wall Renovations - 370 King Street
J.K. Tett Creativity Center.

Last winter the south wall of this limestone building bulged out to a point that we called in a consultant engineer for a report.

The engineer, Mr. Tom Roberts, recommended corrective measures which required the demolition of two thirds of the wall and rebuilding.

Specifications and tenders were developed and called for, closing on August 8, 1979 - 3 P.M.

Two tenders were received;

(a) Acton Construction	- $33,000.00
(b) McKay Restorations	- $ 8,400.00

The engineer recommends that, contingent upon the bidder supplying a performance bond for 50% of labour, materials, and insurance as specified, McKay Restoration's bid be accepted and I concur with his recommendations.

It is important that work begins now as the work will interupt the dancing programmes of the Ballet Association. Their classes begin in early fall.

Further, the wall should not go through another winter of freezing and thawing.

Douglas R. Fluhrer
Commissioner

DRF/mc

CC: Mr. Tom Roberts
Mr. Peter Lawson

Schedule "T" to Report No. 81
(Page 1)

REPORT TO: Mr. R.J. Hamilton, Chief Administrative Officer.

FROM: K.G. Linseman, P. Eng., M.Sc., Administrator,
Traffic, Streets and Parking Department.

DATE: August 10th 1979

SUBJECT Temporary closing of King Street, Union Street, Court Street and West Street for Half Marathon on Sunday, September 2, 1979.

ANALYSIS

1) The half marathon will begin at Queen's Phys-ed building on Union Street and proceed easterly along Union St. and Court St. to West St., then southerly along West St. to King St., and then westerly along King St and Front Road to Lemoine Point, and then back easterly along Front Road, King St., and Union St. to finish at the Cricket Fiel

2) The Project Marathon has included a letter (attached) outlining the organizations behin the Half Marathon Committee.

3) Project Marathon has been advised of assistance from the Kingston Police - letter attached.

4) Since the streets would be closed to traffic only for the period of time that it takes the runners to pass and traffic volumes are low on these streets on a Sunday morning, no serious traffic problems are anticipated.

RECOMMENDATION That Council grant permission to the Half Marathon Committee to temporarily close King Str Union Street, Court Street and West Street on Sunday, September 2nd 1979, beginning at 9 a.m.

:ab

K.G. Linseman, P. Eng., M.Sc.,
Administrator.

1979 07 05

Mr. Linseman
Traffic Control
City Hall
Kingston, Ontario

Dear Mr. Linseman

Following my meeting with Mr. Taugher I would now like to formally request that the city council review the proposed Mini Marathon route. The enclosed map outlines the route of the run which is to take place on Sunday September 2, 1979 at 9 am. If it is at all possible we ask that the streets be closed to traffic for the period of time that it takes the runners to pass that given point. I cannot stress enough the importance of this no-traffic policy, since it is imperative for the runners safety, as well as being the only way in which a full marathon (26 miles 385 yards) can take place in following years. Therefore, if Kingston hopes to have an annual marathon in which renowned runners will take part the handling of traffic is of utmost importance.

I realize this request may cause complications for your office and the city but I trust the benefits of such an event will counterbalance any problems.

I look forward to hearing from you.

Sincerely,

Janice Deakin
Project Manager
Project Marathon

enclosure: 1

js

544-6920 271

Schedule "I" to Report No. 81
(Page 3)

Mr. Linseman
Traffic Control
City Hall
Kingston, Ontario

Dear Mr. Linseman:

In light of our conversation of July 24, 1979 I feel it is time that I informed you about the organizations behind our Half Marathon Committee, what we hope to accomplish this year and what we would like to see happen in future years. I would hope that following this brief description of our operation our credibility will increase to acceptable levels in the eyes of the municipal government.

Our program "Project Marathon" is sponsored by the federal government program "Young Canada Works" in conjunction with the Frontenac County Board of Education. The project began June 4, 1979 and will continue until September 7, 1979 (five days after the actual run). Three university students are employed by the project but because of the magnitude of the project we have set up an advisory board, made up of Kingston residents and businessmen to assist us with some of our administrative proceedures. We, as a group, are concerned not only with this years race, but also with the possibilities of expansion to a full marathon (26 miles and 385 yards) in 1980.

At the present time we are expecting a registration of between 200 and 500 people and we hope to be able to create the atmosphere of a full marathon. For example we have made arrangements for watering and sponging stations, mile and kilometer markers and an official finish area as well as extensive medical supervision of the route. Of course the greatest similarity to a full marathon that we can offer the runners is a no traffic policy on the involved roads.

Apart from the preparation of the actual route we have secured assistance from businesses in the community to assist us with the purchase of trophies, numbers, prizes and banners. These businesses include Diet Pepsi Cola of Canada Ltd. and McDonalds as well as many of Kingstons smaller businesses. In addition to my responsibilities as project manager of this particular marathon, I am also required to supply a sponsor for next years event. Although nothing can be finalized until the completion of this years event but assuming its' success, I have a tentative sponsor for next years marathon. Because of this sponsors willingness to assist in the running of a successful event, the city of Kingston can do nothing but benefit from their involvement and the subsequent continuation of the Kingston Marathon.

I hope that this brief description of our operations has cleared up some of the communication difficulties, and questions you may have had concerning our organization. I have taken the liberty of enclosing a copy of our registration package that has been sent to running clubs and runners throughout Ontario and Quebec and that can be found at distribution points around Kingston. I think you will agree that this package represents a degree of professionalism we have worked very hard to attain.

I will forward all the relevant information regarding my meeting with the Kingston Police following that meeting.

Sincerely,

Janice Deakin

Janice Deakin
Project Manager
Project Marathon

js

Kingston Half Marathon 220 Portsmouth Avenue
Kingston, Ontario
544-6920 ext. 271

Mr. K. Linseman
Traffic Control,
City Hall,
Kingston, Ontario.

Dear Mr. Linseman,

Please find enclosed a copy of the letter I received from Inspector Mackie of the Kingston Police Department. The letter fails to mention the stationing of a police officer at the corner of Barrie St. and Court St., as well as an officer at the corner of West and King St.

In addition to the police, we have secured the assistance of a local C.B. club to help in any way the police see fit.

In conclusion, Inspector Mackie indicated to me that the role of the police can be altered in any way, but is dependant on the directive we receive from city council.

If you encounter any difficulties connected with the Half Marathon, please feel free to contact me. I remain,

Yours truly,

Janice Deakin
Project Manager
Project Marathon

Schedule "T" to Report No. 81
(Page 5)

CITY OF KINGSTON
POLICE

ADDRESS ALL CORRESPONDENCE TO
THE CHIEF OF POLICE

POST OFFICE BOX 1001
KINGSTON, ONTARIO
K7L 4X8

July 30, 1979

Project Marathon
2[illegible]0 Portsmouth Avenue
Kingston, Ontario

Dear Miss Deakin:

Kingston City Police are prepared to assist on September 2nd, 1979 during your proposed Marathon Run. We will locate a yellow cruiser to escort the main body of runners from starting point to King Street city limits. The return of the runners to the city should be scattered and we will continue our normal patrol in the area. Small groups of runners should, where possible, use the sidewalks for their own safety.

Yours truly,

Mackey

J. L. Mackey,
Inspector, Uniform Division

JLM/lm

Schedule "U" to Report No. 81
(Page 1)

REPORT TO:	Mr. R.J. Hamilton, Chief Administrative Officer.
FROM:	K.G. Linseman, P. Eng., M.Sc., Administrator, Traffic, Streets and Parking Department.
DATE:	August 10th 1979
SUBJECT	Bylaw to authorize the execution of two connecting link agreements with the Ministry of Transportation and Communications for the widening of Princess Street to five lanes from 196.28 m. east of Portsmouth Avenue to 191.50 m. west of the Parkway including the widening of approaches to Princess Street on Portsmouth Avenue, and the relocation of utilities from Sir John A. McDonald Blvd. to 191.50 m. west of the Parkway.
ORIGIN	Traffic & Streets Department.

ANALYSIS

a) The Ontario Municipal Board approved on July 25, 1979, Construction Bylaw and issuance of debentures for the widening of Princess St.

b) It is now in order for City Council to approve a Bylaw to authorize the execution of a connecting link agreement with the Ministry of Transportation and Communications.

c) The MTC region has advised that the widening of the Portsmouth Avenue approaches to Princess Street at an estimate of $72,000 is not eligible for 75% subsidy.

d) An unsuccessful meeting was held on July 27, 1979 with the district and regional engineers to reverse their decision to delete the Portsmouth Avenue approaches. Another unsuccessful meeting was held on August 1st. with an official from Toronto. After consultation with the Chief Administrative Officer and the Mayor, the Hon. Keith Norton was contacted and a review of the regional's decision by the Ministry's Head Office has been arranged and a decision is expected on Monday August 13th. If the decision is unfavourable a meeting has been tentatively scheduled with the Minister of Transportation and Communications on Monday, August 20th.

ALTERNATIVES

If the City appeals fail, the following alternatives are available.

a) Forego any subsidy and increase the City share by $54,000 (75% subsidy) and re-apply for OMB approval. This alternative would cause sufficient delay to prevent any reasonable amount of construction this year.

b) The Portsmouth Avenue approaches would be eligible for a 50% subsidy, however, the City has exceeded their normal road subsidy allocation for the past five years.

c) Postpone other important road projects such as Montreal St. - Stephen St. intersection improvement.

Schedule "U" to Report No. 81
(Page 2)

EXISTING POLICY

MTC and former DHO have approved the inclusion of widening approaches to connecting links for the past 20 years in the City of Kingston, such as, (a) The recent widening of the south Division Street approach to the intersection of Counter Street and Division Street north. (b) The widening of the west Counter Street approach to the intersection of the Sir John A. MacDonald Blvd. and Counter Street. (c) The widening of both Portsmouth Avenue approaches to Bath Road. (d) The widening of the Palace Ro approach to Bath Road. (e) The widening of the Concession Street approach and the new leg to the Princess Street/Bath Road intersection improvement (formerly Traffic Circle). (f) The widening of the north Victoria Steet approach to Princess Street. The Highway Improvement Act, 1957 and the agreement between the City an the Minister of Highways, May 25th 1959 includes the "additional width of roadways necessary to permit the proper interchange of traffic at intersections of the connecting link with any other highway", and also the "grading and surfacing" of approaches necessary to effect such junction.

RECOMMENDATIONS

That by-laws be authorized to execute two agreements with the Ministry of Transport and Communications under the Public Transportat Highway Improvement Act, RSO 1970 Chapter 20, adequate funds having been provided for this project.

a) Relocation of Utilities on Princess St. from Sir John A. MacDonald Blvd. to 191.50 m. west of the Parkway.

Total Estimated Cost	$92,728.90
City's Share	$45,889.45
MTC Share	$46,839.45

b) Construction of Princess St. from 196.28 m. east of Portsmouth Avenue to 191.50 m. west of the Parkway including the widening of approaches to Princess St. on Portsmouth Avenue.

Total Estimated Cost	$485,442.21
City's Share	$123,610.55
MTC Share	$361,831.66

K.G. Linseman

:ab

K.G. Linseman, P.Eng., M.Sc.,
Administrator.

REPORTS (Cont'd)

Report No. 82 - Downtown Core Committee

Ald. Miller presented Report No. 82 of the Downtown Core Committee.

Moved by Ald. Miller
Seconded by Ald. Clark

That Report No. 82 of the Downtown Core Committee be received and adopted.

REPORT NO. 82

August 7th, 1979.

To the Mayor and Aldermen:

The Downtown Core Committee reports and recommends as follows:

1. **"WHEREAS in February 1979, with the approval of Council and with funding from the Downtown Area Levy, a Concept Plan for the improvement of Princess Street between Wellington Street and Montreal Street was prepared by Proctor & Redfern Limited; and**

WHEREAS the Concept Plan was endorsed at a meeting of the Downtown Business Association on March 5, 1979, and favourably received at a well attended Public Meeting held by the Planning Board on May 1st, 1979; and

WHEREAS a majority of affected Princess Street property owners have signed a petition requesting that an application be made to the Provincial Government for financial assistance under the Downtown Revitalization Program;

RESOLVED that it be recommended to Council that an application be made to the Provincial Government for financial assistance under the Downtown Revitalization Program to implement the Plan on the assumption that the approximate cost of implementation will be $ 1,000,000. to be borne by the benefiting property owners over a 30 year period with a partially recoverable loan of two-thirds of the cost from the Province; and

BE IT FURTHER RESOLVED that, since it is a requirement of participation in the Program, the area concerned be designated a "Redevelopment Area" under Section 22 of The Planning Act."

(See By-Law 4: No. 79-166)

REFERRED BACK TO THE DOWNTOWN CORE COMMITTEE
(See following Motion of Referral.)

Moved by Ald. Webb
Seconded by Ald. McArthur

That Report No. 82 of the Downtown Core Committee be referred back to the Downtown Core Committee with the following requests for:

a) Preliminary plans for the semi-mall.
b) Cost break-down of the expenditure of approximately $1,000,000.00.
c) Submission of evidence as to the number of abutting property owners that have agreed to pay for the costs of the project for a 30 year period.

CARRIED

Respectfully submitted,

(Signed) *Ald. Clark*
Ald. Miller

REPORTS (Cont'd)

Report No. 83 - City Clerk

Moved by Ald. Matthews
Seconded by Ald. McArthur

That Report No. 83 of the City Clerk be considered.

REPORT NO. 83

August 13, 1979.

To the Mayor and Aldermen:

1. At the meeting of the City Council held on July 23rd 1979, the following petition, received from Mr. George Speal, Q.C., bearing the names of 2,000 residents of the City of Kingston, said petition undertaken by a Kingston citizen, Mr. A. R. Patterson of 39 Worthington Place, was referred to the Committee of the Whole for consideration at this meeting.

> *"We, the undersigned regret the decision of the Kingston City Council to reduce the area of the proposed Shopping Centre in the vicinity of Weller Avenue and Division Street to a point where it is not considered a viable development.*
>
> *We believe that this development would provide much needed services to the population residing in this area and would also provide considerable tangible and intangible benefits to the City of Kingston; therefore, we urge the City Council to reconsider their decision at the first opportunity."*

Respectfully submitted

M.C. Healy
City Clerk

August 14, 1979

(1) Moved by Ald. Lampropoulos
Seconded by Ald. Matthews

That, pursuant to the provisions of Section 39 of "By-Law No.1, 1966, a By-Law to Regulate Council Procedures" which states:

> "39. *Notwithstanding any other rule of order, no standing Rule of Order of the Council as set out in Part 1 of this by-law shall be suspended, unless two-thirds of the members present shall consent thereto, nor shall any clause as set out in this by-law be repealed or amended without a week's written notice being given of the motion thereof, nor unless a majority of the whole Council shall concur therein."*

section 27 of By-Law No. 1, 1966, concerning rules for reconsideration of motions, be suspended for the purpose of:

a) receiving the petition submitted by Mr. George N. Speal, Q.C., having 2,000 signatures requesting Council to reconsider its decision "to reduce the area of the proposed Shopping Centre in the vicinity of Weller Avenue

REPORTS (Cont'd)

Report No. 83 - City Clerk (Cont'd)

a) cont'd

and Division Street to a point where it is not considered a viable development" contained in Clause 1, Report No. 36, 1979.

- and -

b) considering further, Clause 1 of Report No. 36, 1979.

CARRIED
(See recorded vote and Motion to call the question)

Alderman Lampropoulos requested a recorded vote, which was as follows:

YEAS: Mayor Keyes, Ald. Bishop, Ald. Gerretsen, Ald. Hawkins, Ald. Lampropoulos, Ald. Matthews, Ald. McArthur, Ald. Tarnowecky, Ald. Timmins, Ald. Webb (10)

NAYS: Ald. Clark, Ald. Clements, Ald. Gorham, Ald. Knapp, Ald. Miller (5)

Moved by Ald. Tarnowecky,
Seconded by Ald. Gerretsen,

That Mayor Keyes call the question on the motion of Ald. Lampropoulos and Ald. Matthews to suspend Section 27 of By-Law No. 1, 1966.

CARRIED

Ald. Tarnowecky withdrew at 8:25 p.m. and returned at 8:30 p.m.
Ald. Clements withdrew at 8:25 p.m. and returned at 8:30 p.m.
Ald. Timmins withdrew at 8:25 p.m. and returned at 8:30 p.m.
Ald. Lampropoulos withdrew at 8:35 p.m. and returned at 8:40 p.m.
Ald. McArthur withdrew at 8:55 p.m. and returned at 8:57 p.m.
Ald. Matthews withdrew at 9:12 p.m. and returned at 9:15 p.m.

(2) Moved by Ald. Lampropoulos
Seconded by Ald. Matthews

That Clause 1, Report No. 36, 1979, as amended, be further amended to read as follows (i.e., as originally presented by the City of Kingston Planning Board):

1. WHEREAS Campeau Corporation has applied to amend Zoning By-Law No. 8499 with respect to an approximately 12 ha (29.6 acre) parcel of land located on the east side of Division Street north of Weller Avenue in order to permit the construction of a shopping centre in two phases, containing the following areas:

	Gross Leasable Area (Sq.Ft.)
Phase I	
Department Store	74,700
Food Store	37,800
Mall Retail	81,318
	1193,818
Phase II	
Department Store	120,000
Mall Retail	57,576
	177,576
Total Phases I and II	371,394

REPORTS (Cont'd)

Report No. 83 - City Clerk (Cont'd)

WHEREAS Schedule A-1 to the Official Plan (Land Use and Major Street) designates the subject area as commercial and Section 4 (41) (General Principles and Policies) states that Urban Commercial uses "shall be concentrated in the Central Business District, (CBD) and in commercial complexes preferably abutting on Bath Road, Princess Street, Division Street and Montreal Street with easy and direct access to these arteries"; and

WHEREAS evidence indicates that a regional shopping centre at this site could be detrimental to the City's desire to revitalize the urban core; and

WHEREAS the evidence of the recent market studies suggests that a community size shopping centre at this location would have only a slight effect on retailing in the CBD, yet would definitely offer a long overdue convenient commercial service to the surrounding residential area;

THEREFORE BE IT RESOLVED that the concept of developing a community sized shopping centre, containing a food store not exceeding 37,800 sq.ft. in area; a small department store, not exceeding 74,700 sq.ft. in area; and mall retail stores not exceeding 67,500 sq.ft. in total, with no one mall retail store exceeding 10,000 sq.ft., making a grand total of 180,000 sq.ft. of gross leasable retail space, located on the approximately 36 acre site on the east side of Division Street between Weller Avenue and Benson Street be endorsed;

- and further -

That subject to such endorsation:

a) Discussion will be initiated with the applicants with respect to the provision of guarantees regarding the assumption of costs for works and related matters, siting, architecture and vehicular access;

b) Pending the successful completion of the above, an amending by-law to accommodate the proposed community sized shopping centre will be prepared by the Planning Board and presented to Council for consideration.

CARRIED AS AMENDED 10:5
(See recorded vote)
(See following Motion of Amendment)

Ald. Knapp requested a recorded vote on the Motion of Ald. Lampropoulos and Ald. Matthews, as amended, which was as follows:

YEAS: Mayor Keyes, Ald. Bishop, Ald. Gerretsen, Ald. Hawkins, Ald. Lampropoulos, Ald. Matthews, Ald. McArthur, Ald. Tarnowecky, Ald. Timmins, Ald. Webb (10)

NAYS: Ald. Clark, Ald. Clements, Ald. Gorham, Ald. Knapp, Ald. Miller (5)

Moved by Ald. Knapp
Seconded by Ald. Gerretsen

That the Motion of Ald. Lampropoulos and Ald. Matthews be amended to delete the fourth "WHEREAS" clause which reads as follows:

"WHEREAS the first phase of the Campeau proposal would function as such a community shopping centre;"

REPORTS (Cont'd)

Report No. 83 - City Clerk (Cont'd)

and substitute therefor the following WHEREAS clause between the second and third WHEREAS:

> "WHEREAS evidence indicates that a regional shopping centre at this site could be detrimental to the City's desire to revitalize the urban core."

CARRIED

* * *

(3) Moved by Ald. Timmins
Seconded by Ald. Webb

That the Report of the Committee of the Whole be adopted, approved and confirmed.

CARRIED

MOTION

Moved by Ald. Gorham
Seconded by Ald. Webb

That the sympathy of Council be expressed to the family of the Late Robert Adams who has worked for the Public Transit Commission for several years.

CARRIED

NOTICE OF MOTIONS

A) Moved by Ald. Miller,
Seconded by Ald. Clements,

> *"That the Traffic and Streets and Parking Administrator be requested to prepare a report for Council on bicycle routes in the City including possible linkages with bicycle routes in adjacent municipalities."*

REFERRED TO THE TRAFFIC & STREETS & PARKING ADMINISTRATOR

B) Moved by Ald. Miller,
Seconded by Ald. Clements,

> *"That the Chief Administrative Officer be asked to report on the work being done at the Davis Tannery Site; this report to advise Council whether or not clean-up procedures are being undertaken in accordance with the agreement involving the City, the developer and the Ministry of the Environment and whether or not the City would have liability if these procedures are not followed."*

REFERRED TO THE CHIEF ADMINISTRATIVE OFFICER

Council consented to consider the following motion:

C) Moved by Ald. Knapp,
Seconded by Ald. Gerretsen,

> *"WHEREAS the City of Kingston has passed a zoning by-law amendment which permits the use of a group home in many of the residential zones of the City of Kingston;*
>
> *AND WHEREAS this zoning by-law amendment has been approved by the Ontario Municipal Board;*
>
> *AND WHEREAS a group home application has been made to the City of Kingston in respect of a Salvation Army use;*

NOTICE OF MOTIONS (Cont'd)

AND WHEREAS it has become apparent through contact with the Province of Ontario that the Province does not have any uniform licencing requirements for group homes;

AND WHEREAS The Municipal Act, does not contain enabling legislation that would allow the municipality to pass a by-law licencing group homes;

AND WHEREAS it is necessary in the opinion of City Council to provide for the issuance of a licence in order that the group homes be operated in such a manner so that it will be a compatible use with the residential area in which it is located;

THEREFORE BE IT RESOLVED that the Council of The Corporation of the City of Kingston show its concern about the lack of licencing by the Province and the lack of enabling authority that would allow the City of Kingston to pass a by-law licencing group homes.

AND BE IT RESOLVED that the Province be requested to amend The Municipal Act in order to permit the City of Kingston to pass by-laws licencing group homes."

CARRIED
(See following Motion to consider the "Notice of Motion")

2/3 vote of Council required.

Moved by Ald. Knapp,
Seconded by Ald. Gerretsen,

That Rule No. 42 of By-Law No. 1, 1966, be suspended to permit consideration of the Motion of "Ald. Knapp and Ald. Gerretsen" at this meeting.

CARRIED 15:0

BY-LAWS

Council consented to the amendment of the title of By-Law No. 3 and By-Law No. 9, the withdrawal of By-Law No. 4 and the addition of By-Law No. 16.

A) Moved by Ald. Bishop,
Seconded by Ald. Clark,

That By-Laws 1 to 3 and 5 to 9 be given their First and Second Readings.

CARRIED

B) Moved by Ald. Clements,
Seconded by Ald. Gerretsen,

That Rule No. 35 of By-Law No. 1 be suspended for the Purpose of Giving By-Laws 5 to 9 and 16 their Third Reading.

CARRIED

C) Moved by Ald. Gorham,
Seconded by Ald. Hawkins,

That By-Laws 5 to 16 be given their Third Reading.

CARRIED

* * *

BY-LAWS (Cont'd)

(1) A By-Law to Authorize the Reconstruction of a Concrete Sidewalk 1.89 Meters Wide in Princess Street, north side, from Ontario Street easterly 40.11 Meters Under the Provisions of Section 7 of The Local Improvement Act (Petition).

(TWO READINGS) Proposed No. 79-163
Clause 4, Report No. 81, 1979

(2) A By-Law to Authorize the Construction of a Contrete Sidewalk in Portsmouth Avenue 1.5 Meters Wide, east side, from Princess Street southerly 63.70 Meters under the Provisions of Section 7 of The Local Improvement Act (Petition).

(TWO READINGS) Proposed No. 79-164
Clause 5, Report No. 81, 1979

(3) A By-Law to Amend By-Law No. 14, "A By-Law Relating to Sewers and Drains" (Storm Drainage - Hotel Dieu Hospital and Mills Office Suppliers Ltd. and M.J. Ottenhoff.)

(TWO READINGS) Proposed No. 79-165
Clauses 6, 7 & 27, Report No. 81, 1979

(4) A By-Law to Designate the Area of Princess Street between Wellington Street and Montreal Street as a Redevelopment Area under Section 22 of The Planning Act, R.S.O. 1970, as amended.

(TWO READINGS) Proposed No. 79-166
Clause 1, Report No. 82, 1979

WITHDRAWN

(5) A By-Law to Close King Street, Union Street, Court Street and West Street on Sunday, September 2, 1979, beginning at 9 a.m. for Community Purposes.

(THREE READINGS) Proposed No. 79-167
Clause 22, Report No. 81, 1979

(6) A By-Law to Rededicate that Portion of Queen's Crescent closed by By-Law No. 9034, "A By-Law to Stop Up and Close Queen's Crescent between University Avenue and Albert Street."

(THREE READINGS) Proposed No. 79-168
Clause 23, Report No. 81, 1979

(7) A By-Law to Authorize the Execution of a Proposal and Estimate of Cost Pursuant to an Agreement with Her Majesty the Queen, in Right of the Province of Ontario, as Represented by the Minister of Transportation and Communications, Entered into under The Public Transportation and Highway Improvement Act, R. S.O. 1970, Chapter 201.

(THREE READINGS) (PROPOSED NO. 79-169)
(Clause 24, Report No. 81, 1979.)

(Note: For the widening of Princess Street to five lanes from 196.50 m. west of the Parking including the widening of approaches to Princess Street on Portsmouth Avenue.)

BY-LAWS (Cont'd)

(8) A By-Law to Authorize the Execution of a Proposal and Estimate of Cost Pursuant to an Agreement with Her Majesty the Queen, in Right of the Province of Ontario, as Represented by the Minister of Transportatation and Communications, Entered into under The Public Transportation and Highway Improvement Act, R.S.O. 1970, Chaper 201.

(THREE READINGS) (PROPOSED NO.79-170)
(Clause 24, Report No. 81, 1979.)

(Note: For the relocation of utilities from Sir John A. Macdonald Boulevard to 191.50 m. west of the Parkway.)

(9) A By-Law to Confirm the Procedures of Council at its meeting held on August 13, 1979, and August 14, 1979.

(THREE READINGS) Proposed No. 79-171
City Council Meeting No. 31, 1979. and
City Council Meeting No. 32, 1979.

(10) A By-Law to Authorize the Reconstruction of Certain Concrete Sidewalks (General Rate).

(THIRD READING) (Proposed No. 79-108)
Clause 5, Report No. 59, 1979

(11) A By-Law to Authorize the Reconstruction and Widening of Princess Street to Five Lanes from 196.28 Meters (644') East of Portsmouth Avenue to 191.50 Meters (628.3') West of the Parkway, Including the Widening of Approaches to Princess Street on Portsmouth Avenue (General Rate).

(THIRD READING) (Proposed No. 79-120)
Clause 16, Report No. 65, 1979

(12) A By-Law to Amend By-Law No. 9396, "A By-Law to Authorize the Construction of a 32' Wide Asphalt Pavement (With Width Over 28' to be Assumed by the City), with Concrete Curb, Gutter and Boulevard in Victoria Street from Third Avenue to Dorrance Street, under the Provisions of Section 7 of The Local Improvement Act (Petition)" (Increased Cost).

(THIRD READING) (Proposed No. 79-123)
Clause 1, Report No. 68, 1979

(13) A By-Law to Provide for Regulations Respecting the Control of Motor Vehicles, Pedestrians, Aircraft and Equipment at the Kingston Airport.

(THIRD READING) (Proposed No. 79-160)
Clause 16, Report No. 78, 1979

(14) A By-Law to Authorize the Reconstruction of the Concrete Sidewalks on the North Side of William Street from King Street East Easterly 9.15 m and on the West Side of King Street east from William Street northerly 7.17 m under the provisions of Section 7 of The Local Improvement Act (Petition).

(THIRD READING) (Proposed No. 79-146)
Clause 6(d), Report No. 74, 1979

BY-LAWS (Cont'd)

(15) A By-Law to Authorize the Reconstruction of the Concrete Sidewalks on the West Side of Ontario Street from William Street northerly 23.17 m and on the North Side of William Street from Ontario Street westerly 3.35 m under the Provisions of Section 7 of The Local Improvement Act (Petition)

(THIRD READING) (Proposed No. 79-148)
Clause 6(f), Report No. 74, 1979

(16) A By-Law to temporarily close Queen's Crescent on September 13, 1979, from 3:00 p.m. to 2:00 a.m. on September 14, 1979, for community purposes.

(THREE READINGS) (Proposed No. 79-172)
Clause 28, Report No. 81, 1979

UNFINISHED BUSINESS

Ald. Webb said that evidence given under oath by a person purporting to represent a large group in the Ward he represented, at a recent Ontario Municipal Board hearing, was described in the media. This evidence was at least five years old. The evidence given was heavily endorsed by the City and could be given weight. To have this in the paper may have done an injustice to the applicant and may have been taken into consideration by the Ontario Municipal Board when it is not the situation at the present time. Council should ask the Chief Administrative Officer to write to the Ontario Municipal Board indicating to them that this had happened and leave it to the Ontario Municipal Board to take whatever action they believe necessary. The Board may take action in the future whereby such evidence would not receive prominence.

Mayor Keyes said that the advice of the City Solicitor should be requested as he was not sure if it would be in order to send this type of letter to the Ontario Municipal Board.

Ald. Webb said that he was still disturbed about the Property Standards Officers. He had recently been confronted with a group from Calvary Church. A few years ago, work had been done on the Church with the help of labour from the penitentiary. The Church has now received notification from the Property Standards Officer that a great deal of work has to be done on the Manse and the Church or they would face prosecution. A resident on Ordinance Street was sent a letter ten days ago, giving him so long to complete the work on his residence or he would be prosecuted. The work had been done but no reinspection had been made.

Ald. Webb said that there is a situation on Main Street that had been permitted to continue for the last two years. The Property Standards Officers drive by and seem to be immune to seeing a place like this, yet elderly people and people who cannot afford to do the work are prosecuted.

Ald. Webb said that he believed that the whole situation of this department should be reviewed and the Chief Administrative Officer should provide a little guidance. People should not be prosecuted until a look is taken at their financial situation and they are given the opportunity of deferring the work if they cannot afford to do it. He said that he would appreciate it if the whole matter could be looked into.

Mayor Keyes said that this would be followed up.

UNFINISHED BUSINESS (Cont'd)

Ald. Webb explained a situation on Patrick Street whereby a house backs onto Sydenham Street. People in the apartment building throw garbage in their neighbours' backyard. It had cost the woman living there money to have it cleaned up. She had called two City departments and the persons investigating had said that it looked OK. He asked if the City had fence viewers. The lady's fence had been destroyed and should be replaced.

Ald. Timmins said that he would like to thank two Aldermen on Council. Ald. Clements had acted as Chairman of the Planning Board and several public meetings on his behalf, and Ald. Miller had taken her turn as Chairman when necessary. It is cooperation like this that makes the Planning Board nice to sit on.

Ald. Timmins said that delegations should have prepared speeches for distribution to Council.

Ald. Timmins said that he believed it was the intention of the Implementation Committee that when the Committee of the Whole commenced, the agendas would be prepared in such a manner that important items would be placed first. He believed that the Chief Administrative Officer was quite capable of making this decision. The matter of the shopping centre should have been first on the agenda. Council members should not be expected to make major decisions at 11:00 p.m. or 12:00 p.m. This was only fair to members of the press and the general public in attendance.

Ald. Hawkins asked that the proper City official look into the matter of the curbing being constructed on the north side of Concession Street. He had understood that the curbing was to be of cement but that the contractor was installing asphalt curbs.

Ald. Hawkins said that the wall along Montreal Street on the west side between Bay and Queen had not been replaced.

Ald. Gerretsen said that he believed that in dealing with delegations, specific questions should be asked and Members of Council should save their political statements for later on in the meeting.

Ald. Gerretsen congratulated the Parks & Recreation Department on their summer programs. He said that his children were involved and he had talked to other parents as well who were pleased with the programs. The "Tots & Tykes Program" is very useful. Programs like this should be continued.

Ald. Gerretsen said that he had received a report from the City Treasurer on the tax arrears. It was evident that the tax arrears this year are up.

Mr. Hamilton said that he had requested a report from the City Treasurer which would be distributed to the Members of Council.

Ald. Gerretsen said that a number of persons are parking right in Portsmouth Park. He had been told that cars park right up to the tables. He asked if the Administrator of Traffic, Streets and Parking could sign the area to the effect that it is not to be driven into and not used as a parking lot. Perhaps next year a look could be taken at doing something for this area as what is proposed for Court Street.

Ald. Gerretsen said that he is concerned about the 16 and 17 year olds who do not get along with their parents and live on their own. It was his understanding that unless the Childrens Aid Society had been in contact with the child before that they have no room for children over 16. Interval House is not suitable for these children. He also understood that these children are not eligible for welfare and that welfare assistance could not be given to persons 18 years of age and over. Perhaps the Council could pass a resolution requesting the Provincial Government to look into this matter. He asked that the Social Service Administrator submit a report in this regard.

UNFINISHED BUSINESS (Cont'd)

Ald. Clark said that he is concerned that golfers at the Cataraqui Golf and Country Club are hitting balls onto Newcourt Drive and that there could be a serious problem.

Ald. Clements said that approximately seven or eight years ago a group had operated what was known as the Kingston Youth Service for children in the 16 and 17 year age bracket. This had operated by way of monies received from grants and ultimately it had to fold. He offered to supply information as to the operation of this service.

Ald. Miller said that she would like to give some praise to the Property Standards Officers. She had always felt that instead of working on a complaint basis, it would be better to have the City zoned and use a beat system. This year the Property Standards Officers, in certain areas, have been doing a street to street inspection. This had caused problems and she had received complaints from owner/occupants. In fairness to the Property Standards Officers, they have done a great deal of work.

Ald. Miller said that she was pleased at receiving reports from the Property Standards Officers. She kept a record of complaints that she had made, and she appreciated the reports as this permitted her to follow them up. She believed the department is trying to improve its public image. She had recently received a complaint from an owner/occupant that she did not understand the notice received from the department and the officer went back and discussed the matter with the person involved.

Ald. McArthur said that he had discussed the problem of 16 and 17 year olds with the Hon. Keith Norton as it was a problem in his area. He had been told by the Minister that he would look into this and do some research to see what can be done about it.

Ald. McArthur said that at the last Council Meeting the problem with regard to trucks using Orchard Street had been discussed. There had been an article in the newspaper which seemed to indicate that the Members of Council had not done anything about this. He believed that the Commissioner of Works and the Chief Administrative Officer had attempted to correct this situation. He believed that the railroad line should be filled in so that trucks could drive down it.

Ald. McArthur said that the matter of the pollution at Elliot Beach had gotten out of hand. He believed that the litter on the beach had accumulated on the long weekend. He believed that someone should have made a statement to the press to have avoided all the publicity. He questioned why the Ministry of the Environment and representatives of the local Health Unit had not approached the proper official at City Hall before this matter was reported in the press.

Ald. Lampropoulos asked that the Commissioner of Parks and Recreation report on who is responsible for the Elliot Avenue Beach.

Ald. Lampropoulos said that two chemists at Queen's University had offered their services with regard to the Davis Tannery site.

Ald. Knapp said a letter of appreciation should be sent to the Kingston Yacht Club for hosting the LYRA. This brought a number of people into the City as well as giving enjoyment to the residents of the City.

Ald. Gorham said that he agreed with Ald. Timmins with regard to rearranging the order of the agenda. He also agreed with Ald. Gerretsen that political statements should not be made to delegations.

Ald. Gorham asked what the City policy was with regard to sharing costs of fences between private property and sidewalks.

UNFINISHED BUSINESS (Cont'd)

Ald. Gerretsen said that the burdocks should be cleaned up on the site recently purchased by the City on Queen Street.

Ald. Matthews thanked the Chief Administrative Officer for correcting the situation he had brought up with regard to Sir John A. Macdonald Blvd. He asked that the weeds around the Gorsland parking lot be cut. Ald. Matthews said that another area that should be cleaned up is City owned property right across from 26 Virginia Street.

Ald. Matthews said that he thought that the Elliot Avenue Beach was closed. He said that he believed that signs should be erected to indicate whether it is open or closed. It is a very difficult beach to supervise.

Mayor Keyes said that Council had not approved supervision for this beach this summer.

Ald. Timmins commented about the recent Ontario Municipal Board hearing with regard to the Bennett property. It had been brought to his attention that in 1978 Amendment No. 95 to the Official Plan affecting the Bennett property, among other properties in the City, was approved by Planning Board and Council and no public meeting was held. The Committee of Adjustment to which people apply for minor variances are forced by statutory law to notify all people within a certain area that are affected by a variance being considered by the Committee of Adjustment. He believed that public meetings should be held for every Official Plan amendment and he felt like moving a Notice of Motion at the next Council meeting in this regard.

Mayor Keyes said that the matter of the Bennett property was now in the hands of the Ontario Municipal Board and it was not appropriate for the City to take any further action. Planning Board would be considering a policy with regard to public meetings for Official Plan amendments.

Ald. Webb said he would like to congratulate Ald. Miller with regard to her comments with respect to the Property Standards Officers.

Ald. Webb said that as far as Elliot Beach was concerned, he had been contacted by Miss Elaine Harding from the Kingston Whig Standard. She had asked him about the situation at the Elliot Avenue Beach and the only statement he had given was that if there is a problem it would be corrected. It appeared in the news this evening that indeed the situation has been corrected. He believed that the Ministry of the Environment and the local Health Unit should have contacted the Chief Administrative Officer and the Administrator of Parks & Recreation and not contacted the local media.

Ald. Clements said that an insurance company is using a house on Alfred Street, two houses down from the Golden Dragon Restaurant, as an office. He asked if this was a legal use under the zoning by-law.

Ald. Clements asked that traffic counts be taken at the corner of Regent and Princess Streets and Drayton and Princess Streets to determine whether signal lights or a pedestrian crossing is required.

Ald. Clements said that he would appreciate some action taken on the property at the corner of Brock and Division Streets.

Ald. Webb said that just prior to the last election there had been a discussion about the salaries for the Members of Council. He had understood that a committee of three citizens had been appointed to study this matter.

Mayor Keyes said that to his knowledge there had never been a committee established. If he was given approval to do this, he would be glad to arrange such a committee.

COMMITTEE OF THE WHOLE "IN CAMERA"

A) Moved by Ald. Gerretsen,
Seconded by Ald. Webb,

That Council adjourn to the Alderman's Lounge and resolve itself into the Committee of the Whole NOT OPEN TO THE PUBLIC to discuss the report of the Administrator of Traffic, Streets and Parking with regard to the acquisition of the Macdonald School site, with Mayor Keyes in the Chair.

(Note: A copy of the report of the Administrator Traffic, Streets and Parking was distributed to all members of Council with the agenda.)

CARRIED

B) Moved by Ald. Miller,
Seconded by Ald. Tarnowecky

That Council rise from the Committee of the Whole and the Chairman report.

CARRIED

The Chairman reported that the Report of the Administrator of Traffic, Streets and Parking was discussed and the following motions were passed:

Ald. Clements declared a conflict of interest as he is the Manager of Elrond College and would be making recommendations to the Board as to whether or not to oppose the acquisition of the Macdonald School property by the City and abstained from voting.

(i) Moved by Ald. Webb
Seconded by Ald. McArthur

That the Frontenac County Board of Education be notified that the City of Kingston is not interested in acquiring the Macdonald School site at this time.

TABLED
(See following Motion to Table)

(ii) Moved by Ald. Timmins
Seconded by Ald. Lampropoulos

That the motion of Ald. Webb and Ald. McArthur be tabled for two weeks.

CARRIED
(Ald. Clements abstained from voting.)

* * *

REPORT OF THE COMMITTEE OF THE WHOLE

C) Moved by Ald. Webb
Seconded by Ald. Clements

That the Report of the Committee of the Whole be adopted, approved, and confirmed.

CARRIED

ADJOURNMENT

Moved by Ald. Timmins
Seconded by Ald. Lampropoulos

That Council do now adjourn.

CARRIED

Council adjourned at 10:45 p.m. on August 14, 1979.

(L.S.)

(Signed) *M.C. Healy*
City Clerk

(Signed) *Ken Keyes*
Mayor

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AUG 29 1979

CITY COUNCIL MEETING NO. 33

The regular meeting of City Council will be held on Monday, August 27, 1979, in the Council Chamber, City Hall, at 7:00 p.m.

ROLL CALL

MINUTES

That the Minutes of Meeting Nos. 31 and 32, held on Monday, August 13, 1979, and Tuesday, August 14, 1979, be confirmed.

PETITIONS

COMMUNICATIONS

To be Filed

(465) From the Ministry of the Attorney General acknowledging notification that the City of Kingston did not endorse the resolution of the Town of Seaforth petitioning the Attorney General of Ontario to conduct an aggressive and thorough study of time-consuming court room procedures prevalent in Ontario courts, and further to analyze sentences being handed down from the Bench for various crimes. *(R78 (12) 79)*

(File No. 19-7)

(Note: Copies distributed to Members of Council.)

For Distribution to all Aldermen for Names to be Submitted to Mayor Keyes

(466) From the Council of Regents for Colleges of Applied Arts and Technology, notifying that the term of Mr. J.F. Whiting, the City of Kingston's Appointee to the Board of Governors of the St. Lawrence College of Applied Arts and Technology will expire on December 31, 1979. Since Mr. Whiting has served the maximum eight continuous years established by regulation in 1976, he is not eligible to be reappointed at this time. It is requested that the City appoint a representative for the term January 1, 1980, to December 31, 1983, and notify Ms. Jo Ann Poglitsh, Executive Secretary, as soon as possible.

(File No. 3-10.1)

A05
1

COMMUNICATIONS (Cont'd)

To be Filed

(467) Copy of a letter from the Ministry of Community and Social Services to Presidents and Local Directors of all Ontario Children's Aid Societies notifying of the Ministry's 1979-1980 child welfare allocation and the funding of child care volume increases in 1979.

(File No. 3-4)

(Note: Copy distributed to all Members of Council.)

To be Referred to the Planning Board

(468) From Mr. T.R. Wilcox, Wilcox & McNeill, Barristers and Solicitors, notifying that on behalf of the Melville E. Binnington Estate, he had filed an objection to the Ministry of Housing with regard to the City of Kingston's application for the approval of Amendment No. 1 to the Official Plan for the City of Kingston which basically concerns the industrial park north of Counter Street in the City of Kingston.

(File No. 16-1.1 #1)

(Note: Copy distributed to all Members of Council.)

(469) From Mr. T.R. Wilcox, Wilcox & McNeill, Barristers and Solicitors, notifying that, on behalf of his client, Winnifred A. Binnington, he had forwarded an objection to the Ministry of Housing with regard to the City of Kingston's application for the approval of Amendment No. 1 to the Official Plan for the City of Kingston which basically concerns the industrial park north of Counter Street in the City of Kingston.

(File No. 16-1.1 #1)

(Note: Copy distributed to all Members of Council.)

To be Filed

(470) From Mr. Malcolm Rowan, Deputy Minister, Ministry of Energy, acknowledging receipt of a letter from the City of Kingston notifying that City Council had endorsed the resolution of the Township of Hawkesbury recommending an extension of the daylight savings time to include the month of April. Mr. Rowan notifies in his letter that the Ministry cannot endorse this resolution and sets forth several reasons for not doing so. *(R78 (7) 79)*

(File No. 19-7)

(Note: Copy distributed to all Members of Council.)

Which has been referred to the Commissioner of Works

(471) From Mr. E. Baldock, Chairman, Study Group on Voluntary Operator Certification, Municipal Engineers Association, notifying that the association, with the concurrence of the Ontario Ministry of the Environment, has established a study group to evaluate the feasibility of implementing a voluntary certification program for operators of water and waste water facilities based on guidelines recommended to the provinces by the Federation of Associations on the Canadian Environment. It is requested that the City of Kingston approve a resolution agreeing in principle to the

COMMUNICATIONS (Cont'd)

(471 Cont'd)

implementation of a voluntary certification program for operators of water and waste water facilities.

(File No. 20-3.7)

To be Filed

(472) From Mr. Frank Miller, Treasurer of Ontario, acknowledging receipt of a copy of the resolution passed by City Council with regard to payments in lieu of taxes made under Section 304 of the Municipal Act and notifying that the Ministry supports the principle of increasing provincial payments in lieu and eventually full payments in lieu of tax on provincial property as envisaged in the property tax reform proposals, but at this time such an increase in provincial expenditure is just not feasible. (R65 (1) 79)

(File No. 19-7)

For Distribution to all Members of Council for Names to be submitted to Mayor Keyes

(473) From Ms. Lynn Haver, Secretary, Downtown Core Committee, notifying that Mrs. Kaaren Brown has resigned from the Downtown Core Committee since her husband and family will be going to Europe on sabatical leave. Mrs. Brown was appointed to the Committee as a representative from the public at large.

(File No.4-3.4)

Which has been Referred to the Planning Board and will be Referred to the Housing Subcommittee

(474) From the Ministry of Housing, Ontario Housing Corporation, forwarding a copy of the 1980 Annual Housing Review. An eight part questionnaire includes sections on non-profit, assisted rental, rent supplement and rural senior citizen rental, housing programs, as well as the municipal land development and municipal housing statement programs. The Ministry requests receipt of a copy of AHR '80, endorsed by Council, by September 30, 1979.

(File No. 8-3.9)

To be Filed

(475) Statement of Revenue & Expenditures for the month of June, 1979, from the Public Utilities Commission of the City of Kingston, Transit Department, showing the following deficits:

	1979 Budget Estimates	1979 To Date	Month of June 1979	1978 To Date
General Operating Deficit:	$808,443	$392,625	$91,217	$315,215
Debentures:	27,645	13,823	2,304	13,845
Total Operating Deficit:	$836,088	$406,448	$93,521	$329,060

(File No. 17-11.2)

COMMUNICATIONS (Cont'd)

Which has been Referred to Rideaucrest Home Committee

(476) Resolution from the Corporation of the City of Chatham requesting endorsation of a resolution requesting the Ministry of Community and Social Services to change the statutes and regulations to permit the use of accumulated comfort allowance in excess of $500 to be applied against outstanding arrears of maintenance while a resident of the Home or after discharge from the same.

(File No. 19-7)

To be Filed

(477) From the Ministry of Intergovernmental Affairs a Progress Report on the "The Municipal-Provincial Partnership in Ontario".

(File No. 17-9)

(Note: Copy has been distributed to all Members of Council.)

(478) From the Bureau of Municipal Research a brief on "Understanding Metro's Transit Problems".

(File No. 2-6)

(Note: Copy has been distributed to all Members of Council.)

(479) From the Liquor Licence Board of Ontario notifying that application has been made by Leonard's Junction Restaurant, 540 Bath Road, Kingston, Ontario, for a dining room licence and a patio dining room licence. The application has been scheduled for a public hearing and City Council will be notified of the date, time and place.

(File No. 12-6)

Referred to Planning Board

(480) From the Cataraqui Region Conservation Authority notifying that a fill application has been received from Arcom Developments Limited for the former Davis Tannery site. Comments of City Council are requested as soon as possible. If comments have not been received by September 15, 1979, it will be assumed that City Council does not have any.

(File No. 3-16)

(Note: Copies distributed to all Members of Council.

This application is to obtain approval to move a water course by dredging a new channel.)

(481) From the Cataraqui Region Conservation Authority notifying that a fill application has been received from Arcom Developments Limited for the former Davis Tannery site. Comments of City Council are requested as soon as possible.

COMMUNICATIONS (Cont'd)

(481 Cont'd)

If comments of City Council have not been received by September 15, 1979, it will be assumed that City Council does not have any.

(File No. 3-16)

(*Note: Copies have been distributed to all Members of Council.*

This application is to provide a rock base and/or retaining area topped by clay and topsoil as shown on sketch plan.

The sketch plan referred to will be available at the Council Meeting.)

To be Referred to the City Treasurer and Kingston Bus for the Handicapped

(482) From the Ministry of Transportation and Communications notifying that the Ministry has authorized a 1979 subsidy allocation for the City of Kingston in the amount of $18,250 for the transportation of the physically disabled program. This allocation is based on estimates on the amounts required for 1979. Actual subsidy amount payable will be based on the eligible expenditures as submitted in the annual statement of capital and operating expenditures and revenue for transportation for the physically disabled. Interim subsidy payment should be claimed as soon as possible after the close of the quarter ended September 30, 1979.

(File No. 2-5.1)

To be Filed

(483) From the Liquor Licence Board of Ontario notifying that the House of Peking Restaurant's application for a dining lounge licence for 39 persons and a dining lounge licence for 14 persons has been approved. (479 Princess St.)

(File No. 12-6)

Referred to the Chief Administrative Officer and the Police Commission

(484) From the Ministry of the Environment notifying that a regulation will be filed effective the end of the year, ending the Ministry of the Environment's responsibility for certifying derelict motor vehicle sites. It is the hope of the Ministry that during this period municipalities will put into effect an appropriate by-law which, in keeping with good planning practices, will allow them to regulate and control these sites in a sound manner. A model by-law was enclosed with the letter.

(File No. 2-1.2)

To be Referred to the Chief Administrative Officer

(485) Copy of a letter from Mr. R.H. Watson, Professional Engineer, Senior Environmental Officer, Municipal & Private Abatement, Ministry of the Environment, answering questions contained in Communication No. 451, from the Association of Women Electors, with regard to the redevelopment and clean-up of the Davis Tannery Site in the City of Kingston.
(File No. 25-2.19-4)

(*Note: Copy of the letter was distributed to all Members of Council.*)

CITY COUNCIL MEETING NO. 33 August 27, 1979

COMMITTEE OF THE WHOLE

(A) That Council resolve itself into the Committee of the Whole to receive delegations and reports, with Mayor Keyes in the Chair.

DELEGATIONS

(1) Professor Cecil E. Law, President, Kingston Minor Hockey Association with regard to Ice Rental Rates.

REPORTS

That Report No. 84 of the Implementation Committee be received and adopted.

That Report No. 85 of the City of Kingston Planning Board be received and adopted.

That Report No. 86 of the Chief Administrative Officer be received and considered.

That Report No. 87 of the Gasoline Advisory Committee be received and adopted.

REPORT NO. 84

To the Mayor and Aldermen: June 12, 1979

The Implementation Committee reports and recommends as follows:

1. That By-Law No. 1, 1966, "A By-Law to Regulate Council · Procedures" be amended, revised and consolidated as "By-Law No. 1, 1979, A By-Law to Regulate Council Procedures" in form as distributed to all members of Council and as further amended hereunder:

General Explanation and Certain Particular Amendments

Section 1:

Meetings to be held weekly, on each Monday, at 7 p.m. instead of twice monthly at 8 p.m.

*** *The City Solicitor recommends that the word "special" in the last sentence of section 1 be defined* (or deleted) *and the type of vote be indicated, i.e., majority or two-thirds.*

Section 2:

Inaugural meeting of Council to be held after the biennial election at 7 p.m. in December on a date fixed by Council instead of an "annual" inaugural meeting held at a date and time fixed by Council.

Section 3:

Summoning of special meetings of Council to also include the summoning of a special meeting of the "Committee of the Whole".

*** *The City Solicitor believes the last sentence is ambiguous and suggests that clarification as to which of the two alternatives it applies is in order.*

Section 4:

No change, same as in 1966.

Section 4A:

Vacancies on Council not to be filled if occurs on or after "September 1st" in an election year instead of "October 1st" since elections are held one month earlier.

Section 5:

No change, same as in 1966.

Section 6:

"Alternate Acting Head of Council" is added and the authority of a "presiding officer", if required, is detailed.

Sections 7 and 8:

No change, same as in 1966.

Section 9:

Words "while in the chair" are added to this section.

Section 10:

New General Order of Business at Council meetings is established with adjournment to be at 11 p.m.

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1. (Cont'd)

General Explanation & Certain Particular Amendments (Cont'd)

Sections 11 to 15:

No change, same as in 1966.

Section 16:

Time of automatic adjournment to be 11 p.m. instead of midnight. Consent of two-thirds of members present to continue meeting after 11 is still required.

*** *(Note: - City Solicitor has doubts as to validity of "two-thirds" requirement.*

- City Solicitor suggests clarification to indicate whether the motion to extend the meeting must be made before or after 11 p.m.)

1. (Cont'd)

General Explanation & Certain Particular Amendments (Cont'd)

Sections 17 to 19:

No change, same as in 1966.

Section 20:

The custom of the Mayor or Presiding Officer in voting last on a recorded vote is now included in this section.

Sections 21 to 26:

No change, same as in 1966.

Section 27:

In Subsection 3, due to revised term of office, the period 1st of December to the following November 30th is substituted for "same calendar year".

*** *(Note: City Solicitor has doubts as to validity of "two-thirds" requirement)*

Section 28:

Instead of Council appointing a Chairman of each Committee of the Whole meeting, it is provided that the Head of Council shall be the Chairman.

That "the Committee Chairman shall maintain order in the Committee" is added also.

Section 29:

Subsections (A) and (B) are new.

Subsection (A) provides for the receiving of the report of the Chairman of the proceedings and findings of the Committee of the Whole "forthwith" as soon as the motion to rise and report is approved.

It also provides that a motion of Council to concur with or to adopt the report of the Chairman is in order next.

Subsection (B) permits a motion at any time during the meeting of the Committee of the Whole to "rise without reporting" which takes precedence over all other motions.

The effect of such a motion is to immediately adjourn the Committee of the Whole meeting.

Subsection (B) then provides that Council then continues on with the items on its agenda.

Provision is also made that anything undecided or unreported from the adjourned Committee of the Whole meeting may, on a motion duly passed at a subsequent meeting, be again considered in the Committee of the Whole.

Section 30:

No change, same as in 1966.

Section 31:

This section previously only provided for the referral by the Mayor of all communications to the standing committees unless Council otherwise decided. The new Section 31 specifies that all items of communication to Council must be legible and be addressed and signed.

1. (Cont'd)

General Explanation & Certain Particular Amendments (Cont'd)

Section 31 (Cont'd):

Directions to the Clerk for the distribution of and reporting to Council of communications are detailed in subsection (b).

This section also provides that Communications, Reports to Council, etc., must be received not later than 4:30 p.m. on the Thursday prior to the Council meeting.

Council's right to refer items elsewhere than as indicated on the agenda is also continued (former Rule 33) as is also the right to request the reading of any correspondence or Petition that is itemized on the Agenda (former Rule 33).

Communications received after the Agenda is printed are to be reported to Council.

Section 32:

Petitioners and delegations were, previously, heard by Committees and not by Council.

This section provides that Council will now hear delegations and sets out the rules for delegations.

Section 33:

This section previously dealt with disposition of Communications which is now covered in Section 31.

This section previously provided that notices of motion had to be submitted to the Clerk by 1 p.m. on the last working day prior to Council to be printed on the Agenda.

Section 33 now provides for submission of Notices of Motion prior to 4:30 p.m. on Thursdays in order to be printed on the Agenda for the following Monday.

Section 34:

This section is DELETED.

It previously permitted communications to be directed to a committee without being first reported to Council (now covered by Section 31).

Sections 35 and 36:

*** No change, same as in 1966.
(Note: In Section 36 the word "is" in the fifth line should be "if")

Section 37:

This section provides for the signing officers for by-laws and agreements.

The provision for "Head of Council" instead of "Mayor" is made. This would include the Acting and Alternate Acting Head of Council.

Provision for signing by a "Deputy City Clerk" is deleted.

Section 38:

The clause has been reworded to provide for the Committee of the Whole situation, instead of standing Committees.

Section 39:

The words "except Section 32" have been added to this section to implement Section 32(h).
*** *(Note: City Solicitor has doubts as to validity of "two-thirds" requirement)*

1. (Cont'd)

General Explanation & Certain Particular Amendments (Cont'd)

Sections 40 and 41:

No change, same as in 1966.

*** *(Note: City Solicitor has doubts as to validity of the "two-thirds" requirement in section 41.)*

Section 42:

The words "or the Committee of the Whole of Council" have been added to the first sentence.

The second sentence is unchanged.

The third sentence provides for the referral of Notices of Motion by the Mayor.

*** *(Note: City Solicitor has doubts as to validity of the "two-thirds" requirement)*

Section 43:

No change, same as in 1966.

Section 44(a):

The following standing committees of Council are deleted:

(A) Finance & Accounts,
(B) Public Works,
(C) Parks & Recreation,
(D) Transportation, and
(E) Community Services, and

the following Standing Committee of Council was added:

Committee of Management for Rideaucrest.

*** *The Director of Personnel suggests further consideration be given to changing composition of Grievance Committee from four Aldermen to the C.A.O. and/or the Director of Personnel.*

(See Schedule "B" - 2 pages)

Section 44(b):

No change, same as in 1966.

Section 45:

Section 45 previously referred to "the Inaugural Meeting of Council" which was held each year. This reference has been changed to "first meeting of Council each year in December". (Section 2 provides for a biennial Inaugural Meeting).

Section 45(a):

No change, same as in 1966.

Section 45(b):

The phrase "except the Chairman of Finance, who shall be the Mayor" has been deleted.

Section 45(c):

No change, same as in 1966.

1. (Cont'd)

General Explanation & Certain Particular Amendments (Cont'd)

Section 45(d):

Previously this section provided that the Vice-Chairman of the Finance Committee would be Acting Mayor in the absence of the Mayor.

The revised section provides for an Acting Head of Council.

Section 45(e):

This is a new section to provide for an Alternate Acting Head of Council and codifies the City's practice of many years.

Section 45(f):

This is a new section which codifies the City's practice of annual appointment of a Council member (usually the Acting Head of Council) to sign debentures or other like instruments in the Mayor's absence.

*** *City Solicitor suggests the Council member be designated in this section, i.e., "The Acting Head of Council shall be appointed ..."*

Section 46:

This section now provides that special committees, appointed by Council, shall report to the Committee of the Whole, instead of to Council.

Sections 47 to 50:

No change, same as in 1966.

Section 51:

1st Paragraph:

This section previously permitted visiting members of Council "to address" and "to vote" only with consent of the members of the standing committee.

It also previously provided that members of Council and the Planning Board could attend and speak at Finance Committee meetings, but this has been deleted.

The section is revised to provide that visiting members of Council have the right "to address" standing committees.

2nd Paragraph:

No change, same as in 1966.

Section 52:

This section has been amended by adding the following words to it:

"through the Committee of the Whole of Council"

Section 53:

Now deleted! Previously provided for committees to exercise the powers of Council during the long time between Council meetings in July and August, subject to ratification by Council.

1. (Cont'd)

General Explanation & Certain Particular Amendments (Cont'd)

Section 54:

Reference to appointment of members to the Honourable Achievement Committee "by the Mayor" has been deleted. This is now provided for in Section 44(a) and 57(c) by Council upon the recommendation of the Mayor.

Sections 55 and 56:

No change, same as in 1966.

Section 57:

The duties of the following Committees have been:

a) DELETED:

1) Finance & Accounts
2) Public Works
3) Parks & Recreation
4) Transportation
5) Community Services

b) ADDED:

1) Committee of Management for Rideaucrest Home, and

c) REVISED:

1) Grievance Committee (No Finance Committee member), and
2) Award for Honourable Achievement (appointed by Council on the recommendation of Mayor, instead of by the Mayor)
3) Negotiating Committees (One for Local 109, C.U.P.E., One for Local 141, C.U.P.E., and One for Local 498, I.A.F.F., and Local 184, O.N.A.), and
4) Chief Administrative Officer to be responsible for conducting negotiations with Department Heads and other non-union personnel.

d) RETAINED:

1) City of Kingston Planning Board, and
2) Housing Subcommittee

*** *The Director of Personnel suggests that section 57.E.(4). be amended by deleting the words "and classifications" and by adding the word "and" after the word "pay" since By-Law No. 4 establishes this procedure.*

He also suggests that section 57.E.(6). be also amended by deleting the words "salary ranges and" since By-Law No. 4 also establishes this procedure.

(See Schedule "B" - 2 pages)

1. (Cont'd)

General Explanation & Certain Particular Amendments (Cont'd)

Section 58:

The words "or Departments" have been added to this section.

Section 59:

No change, same as in 1966.

Section 60(A):

The words "or Department" have been added to the first paragraph.

Section 60(B)1:

No change, same as in 1966.

Section 60(B)2:

Previously Committees or Boards designated the Aldermen and appointed officials to attend conferences or conventions.

This section has been revised with Aldermen or members appointed by Council to be designated to attend conferences or conventions by the Committee of the Whole, standing committee or the Board.

The C.A.O. is to designate civic officials to attend conferences or conventions.

1. (Cont'd)

General Explanation & Certain Particular Amendments (Cont'd)

Section 60(B)3:

The travel allowance for employees on business out of the City is increased from $50. to $75. for each overnight stay up to 24 hours.

Section 60(C)1:

The travel allowance for members of Council and other persons appointed by Council to serve on Boards is increased from $50. to $75. for each overnight stay up to 24 hours.

In addition, the payment of the allowance of $3.50 per hour for trips up to 8 hours is increased to $4.50 per hour.

Section 61:

No change, same as in 1966.

Section 62(a):

This section has been revised by adding the words "or Acting Head of Council" and by substituting the words "Chief Administrative Officer, or the Clerk" for the words "Clerk-Comptroller".

Section 62(b):

Previously, the Director of Purchasing was in the Clerk-Comptroller's Department. He is now responsible to the City Treasurer and this section has been amended to reflect this change.

Section 62(c):

No change, same as in 1966.

Section 62(d):

This section has been amended by the deletion of the words "the Deputy City Clerk".

Section 62(e):

This section has been amended by deleting the following words from the first sentence:

> "except for payment of any holdback or any subsequent payment under the contract which shall be referred to the appropriate committee for approval before payment is made".

Section 63:

No change, same as in 1966.

Section 64:

This section has been amended by substituting the word "Council" for the word "Committee".

Sections 65 to 68:

No change, same as in 1966.

*** *(Note: In section 65, the City Solicitor has doubts as to the validity of the "two-thirds" requirement.)*

1. (Cont'd)

General Explanation & Certain Particular Amendments (Cont'd)

Section 69(1):

This section has been amended to delete the following as signing officers:

The City Clerk-Comptroller;
The Deputy City Clerk;
The Tax Collector; and
The Deputy City Treasurer, and

to add:

The Chief Administrative Officer.

*** *The City Treasurer recommends that "The Tax Collector, and the Deputy City Treasurer" NOT be deleted from section 69(1).*

Section 69(2):

This section has been amended by deleting the provision

> That in addition to the foregoing signing officers the Senior Bookkeeper is also authorized to sign such receipts.

*** *The City Treasurer recommends that "Clerk III's in the Accounting Department" be authorized to sign such receipts.*

Section 70:

No change, same as in 1966.

Section 71:

Subsection 71(a) (3) (iii) has been amended to substitute "the Director of Development and Revenues or Director of Operations, Parks & Recreation" in place of "the Superintendent of Parks and Property and/or the Director of Recreation".

Also, "Commissioner of Parks and Property" has been substituted for "Parks and Property Administrator".

*** *Upon further reflection, the City Clerk recommends that subsection 71(a)(3)(iii) be further amended to:*

a) delete the words:

> *"the Parks, Recreation and Property Departments in the absence of the Commissioner of Parks and Property" and*

b) substitute therefor the words:

> *"the Parks and Recreation Department in the absence of the Commissioner of Parks and Recreation."*

Subsection 71(a)(3)(iii)(a) has been amended by deleting the word "Authority" after the word "Parking".

Section 71(a)(3)(iv) has been amended to delete "Clerk-Comptroller" as a signatory.

Section 71(a)(3)(v) has been amended to include the actual section number, i.e. "71".

Section 71(b)(1) has been amended by deleting the words "Clerk-Comptroller or the Deputy City Clerk" and substituting therefor the words "Chief Administrative Officer or the City Clerk".

1. (Cont'd)

General Explanation & Certain Particular Amendments (Cont'd)

Section 71 (Cont'd)

Section 71(b)(3) has been amended by deleting the words "Chief Constable" and substituting therefor the words "Chief of Police".

Section 71(b)(6) has been amended by deleting the words "Clerk-Comptroller" after the word "Treasurer".

Section 71(b)(7) has been amended to include the actual section number, i.e. "71".

Section 71(c) has been amended by deleting the words "or his deputy" and substituting therefor the words "or Assistant to the Administrator". The second sentence has been amended to include the actual section number, i.e. "71".

Section 71(g) previously referred to the "Committee on Finance". The referral is now "to Council".

Section 71(i) has been amended to substitute the words "and/or the Chief Administrative Officer" for the words "and the Clerk-Comptroller".

Section 72:

Previously monthly lists of accounts were reported to the "Finance Committee and Council". Now the list of accounts will only be referred to "Council" for confirmation.

Sections 73 to 75:

No change, same as in 1966.

Section 76:

In sub-section 76(b), previously the standing Committees submitted their budgets to the Finance Committee on forms prescribed by that Committee.

The revision now provides that standing Committees "AND Departments" are to submit their budgets instead to the C.A.O. on forms prescribed by him.

In the first sentence of subsection 76(c) previously "each committee and the Parking Authority" were allowed an interim appropriation.

This has been revised to "each department".

In the second sentence of subsection 76(c) the following boards are:

a) Deleted:
  - Parking Authority, and
  - Kingston Retarded Children's Education Authority, and

b) Added:
  - Health Unit,
  - Children's Aid Society,
  - Conservation Authority, and
  - Economic Development Board

In subsection 76(d) the required submission of the budget to Council "by the Committee on Finance and Accounts" is deleted. The C.A.O., under section 76(b) is responsible for the preparation of the budget.

1. (Cont'd)

General Explanation & Certain Particular Amendments (Cont'd)

Section 76 (Cont'd)

In subsection 76(e) the revision has been to add the following Boards to which the Treasurer is authorized to advance budgeted funds:

- the Board of Education
- the Separate School Board
- the Health Unit
- the Children's Aid Society
- the Area Economic Development Board, and
- the Cataraqui Region Conservation Authority

Subsection 76(g) has been amended to substitute the words "Committee of the Whole" in place of the words "Committee on Finance and Accounts".

Subsections 76(h) and 76(i) have been DELETED. They required a report from the Finance Committee before Council took action on motions, reports or by-laws involving expenditures for which no funds had been provided or involving the issuing of debentures.

Sections 77 and 78:

No change, same as in 1966.

Section 79:

This section has been amended by deleting the following phrase from the end of the last sentence:

> "subject, however, to the direction of the Public Works Committee or other committee under whose directions and control such work is being carried on".

Section 80:

No change, same as in 1966.

Section 81:

This section has been amended by substituting the phrase "at the request of the Committee of the Whole of Council" in place of the previous phrase "at each regular meeting of the Public Works Committee, or other committee under whose directions and control such work is being carried on".

Sections 82 and 83:

No change, same as in 1966.

Section 84:

This section was amended by substituting the phrase "By-Law No. 1, 1966" in place of the previous phrase "By-Law No. 1, 1950".

*** *The City Solicitor recommends that Section 84 be revised to state:*

> *84. "By-Law No. 1, 1966, A By-Law to Regulate Council Procedures" as amended is hereby REPEALED.*

Section 85:

This section was amended by substituting the phrase "By-Law No. 1, 1979" in place of the previous phrase "By-Law No. 1, 1966".

Respectfully submitted,

(See By-Law 1: No. 79-173)

(CHAIRMAN)

Schedule A to Report No.84
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE
City Solicitor
Our Ref. No. B-5

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

MEMORANDUM

TO: Mr. M.C. Healy,
City Clerk

FROM: Mr. Norman C. Jackson,
City Solicitor

DATE: August 21, 1979

RE: By-Law to Regulate Council Procedures - Revisions

I have the following comments to make on the By-Law which was circulated to me.

Section 1 of Part 1 provides that the day and time of regular meetings may be altered by special motion or resolution of the Council. Since the word "special" is used, perhaps there should be an indication of what "special" means. I recommend that you indicate the type of vote required, either majority or two-thirds.

Secondly, there are a number of sections which refer to a vote which requires a two-thirds majority. I have previously set out in a memorandum on the Campeau Shopping Centre my doubts as to the validity of such a two-thirds requirement. I note that the two-thirds requirement is set out in Sections 16, 27, 39, 41, 42 and 65.

Thirdly, Section 3 indicates that special meetings may be summoned by the Mayor or by yourself upon a petition of the majority of Council members. The requirement that 24 hours notice be required is ambiguous and I would suggest that Section 3 be clarified so as to indicate as to what the 24 hour notice applies to. It should be clearly stated if it applies to just the petition requirement, or to the Mayor summoning a meeting. If it does not apply to the Mayor, I would suggest that some notice should be required in the event of the Mayor summoning a special meeting.

Respecting Section 16, I recently discussed with you the necessity to move such a motion to extend the time limit. Perhaps Section 16 should be clarified to indicate whether the motion to extend must be made before or after 11:00 p.m. Unless the rule provides that an extension could be made after 11:00 p.m., the

Mr. M.C. Healy,
City Clerk

August 21, 1979

meeting would have been automatically adjourned.

Section 36 would appear to contain a spelling error in the fifth line. The word "is", should be "if" I believe.

As well, I believe that Section 45, Paragraph (f) should be read in conjuction with Section 45, Paragraph (e). The Municipal Act allows for acting heads of Council, and I believe where possible, the acting head should be the one authorized to sign debentures. Perhaps Paragraph (f) of Section 45 should have a rider added to it to indicate that the member appointed by by-law to sign debentures should be either the Mayor, Acting Head, or Alternate Acting Head of Council.

Lastly, I would suggest that Section 84 be reworded to make it clear that all of the previous by-law is repealed, that is, By-Law No. 1, 1966, instead of leaving it in doubt as to which by-law remains in effect. By the wording of Section 84 as drafted, there is a suggestion that if amendments are not included in this new by-law, that they are repealed. I would suggest it would be cleaner, having revised the entire by-law, to repeal the previous by-law and enact a new By-Law No. 1 for 1979.

Norman C. Jackson,
City Solicitor

NCJ/ks

y of Kingston
CEIVED
AUG 21 1979
ARTMENT OF
CITY CLERK

MEMORANDUM

DATE: August 2, 1979. AUG 9 REC'D

TO: Mr. M.C. Healy,
City Clerk.

FROM: Mr. K.S. Ready,
Director of Personnel.

SUBJECT: Bylaw No. 1 - 1979 Revision.

I have reviewed the subject bylaw and wish to comment on the following sections, which specifically relate to personnel and/or labour relations:

Section 44. a) - The Standing Committees of Council shall be as follows :

Grievance Committee - Four Aldermen -

The Area Representative of the Canadian Union of Public Employees has discussed the composition of our Grievance Committee with both Mr. Hamilton and myself on a number of occasions, with the expressed intent of requesting Council to amend the present grievance structure to substitute the Chief Administrative Officer and/or the Director of Personnel as the final appeal preceding an arbitration hearing.

A comprehensive survey completed on August 10, 1977, would indicate that very few Ontario municipalities involve elected personnel in the grievance process.

The Implementation Committee may wish to consider the composition of the Grievance Committee in the light of changes that have taken place in the Corporation's organization.

Section 57. E. 4) - Responsibilities of the Negotiating Committee -

I do not agree that the Negotiating Committee should be responsible for "classifications for all employees." Bylaw No. 4 establishes a definite procedure by which employee classifications are determined, for example, the job description is amended and approved by the Department Head and submitted for job analysis, together with a recommendation respecting change. It is my view that position classifications are not negotiable between parties to the collective agreements; therefore, the determination of classifications should be within the jurisdiction of the Corporation's staff personnel, as it has been for the past 10 years.

MEMORANDUM

Mr. M.C. Healy,
City Clerk,
Page 2,
August 2, 1979.

Section 57. E. 6) - Recommendations on changes in salary ranges -

This may be a matter of semantics, as, again, the Salary Administration Program, as defined in Bylaw No. 4, sets out procedures by which salary ranges are changed; therefore, it is not intended that department heads may submit recommendations concerning changes in salary ranges. Again, the sequence begins with the amended job description, its processing through job analysis, and subsequent referral to the Chief Administrative Officer.

Secondly, recommendations of this nature have not been submitted for consideration of the Negotiating Committee. In practice, the Negotiating Committee of the past two years has clearly expressed its desire not to be involved in job classification and job evaluation. The recommendation, as determined by the Salary Administration Program, should flow from the Director of Personnel to the Chief Administrative Officer or, in the case of an appeal, to the Administrative Committee, under Section 7 (d) (ii), of Bylaw No. 4. The recommendation would, subsequently, reach City Council for final ratification.

Thank you for providing me with the opportunity of commenting on this important bylaw.

If I can be of any assistance regarding the above, please let me know.

SIGNED:
Mr. K.S. Ready,
Director of Personnel.

KSR:mjl.

cc: Mr. R.J. Hamilton,
Chief Administrative Officer.

REPORT NO. 85

August 22, 1979.

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS Mr. A. Zimmerman has requested that the Minister of Housing give condominium approval to a 7 unit apartment building located at the southwest corner of Barrie and William Streets; and

WHEREAS the Minister has circulated this request to the City for comment; and

WHEREAS although this property is located within the University and Hospital zone as defined in the Official Plan, its conversion to condominium ownership would not jeopardize the Plan's objectives for this area; and

WHEREAS this application conforms with the City's Housing Policy Statement;

THEREFORE BE IT RESOLVED that condominium application 10CDM 79-006 (A. Zimmerman) be recommended to the Minister of Housing for approval subject to the following conditions:

a) that an undertaking be registered on title that a petition for storm sewers be signed on presentation;

b) that the improvements recommended by Mr. E. Cromarty M.R.A.I.C. in his report on the building quality of 244 Barrie Street, dated August 20th, 1979, be completed in a manner and form satisfactory to the Chief Building Official;

c) that the condition of the buried heating, plumbing and electrical work be to the satisfaction of the Chief Building Official;

d) that the number and location of fire extinguishers and the installation of a fire alarm system, if required, be to the satisfaction of the Fire Chief and the Chief Building Official;

e) that the parking area be paved.

2. That the Minister of Housing be informed that the City of Kingston has no objection to Proposed Amendment No. 24 to the Official Plan for the Township of Kingston Planning Area

(Note: The effect of this amendment will be to permit expansion of the K-Mart Plaza from 130,000 sq. ft. to 202,000 sq. ft.)

(Ald. Knapp, Mr. Meyer opposed)

3. WHEREAS the Minister of Housing has established a policy that all existing zoning must be converted to metric units by December 31, 1979; and

WHEREAS the Planning Act has been amended so as to provide that the approval of the Ontario Municipal Board will not be required where a by-law is amended to convert measurements to the metric system in accordance with the limits set out in the Act;

THEREFORE BE IT RESOLVED that By-Law No. 8499, as amended, be converted to metric units as provided for in Section 45a of The Planning Act.

(See By-Law 2: No. 79-174)

4. WHEREAS the buildings at 6-10 Princess Street have been designated to be of historic or architectural value or interest under The Ontario Heritage Act, 1974 with the following reason for designation:

> "These two buildings form a pleasant grouping of early limestone buildings planned as commercial and residential properties in the central business district";

- and -

WHEREAS Norbro Holdings Ltd. have applied for permission to affix a sign 8 ft. x 16 ft. to the east face of the building; and

WHEREAS the size and location of the sign would result in much of the limestone wall on the east face of the building being concealed which would detract considerably from the building's appearance and to an extent that it would affect the reason for designation;

THEREFORE BE IT RESOLVED THAT, as recommended by the Local Architectural Conservation Advisory Committee, the application made by Norbro Holdings Ltd. with respect to a sign at 6-10 Princess Street, be refused.

5. That the Cataraqui Region Conservation Authority be informed that the City of Kingston concurs with proposed amendments to the fill permit granted to Arcom Developments Ltd. with respect to filling on the former Davis Tannery site, provided that:

a) filling be undertaken on the understanding that if there is insufficient movement of water from the storm sewer, the owner shall bear the cost of reducing the channel to creek size, and if this proves inadequate, shall bear the cost of extending the 72 inch storm sewer; and

b) the owner shall be responsible for correction of any changes which occur in the surface drainage as a result of filling.

(Ald. Knapp opposed)

6. That the Cataraqui Region Conservation Authority be informed that the City of Kingston has no objection to the relocation of a drainage ditch on the former Davis Tannery Site, on the following conditions:

   a) that the new watercourse shall be completed prior to any filling of the existing watercourse;
   b) that a $500.00 deposit to cover inspection by the City of Kingston shall be paid to the City prior to the issuance of a new fill permit; and
   c) that two days' notice shall be given to the City prior to the excavation of contaminated material.

Respectfully submitted,

CHAIRMAN

REPORT NO. 86

August 27, 1979.

To the Mayor and Aldermen:

The Chief Administrative Officer reports and recommends as follows:

1. WHEREAS Mr. J. B. Sampson owner of property located at the North/East Corner of Bath Road and Sir John A. Macdonald Boulevard has submitted preliminary plans for the construction of a 140 unit apartment building, 19,000 square feet x 13 storeys i.e. 247,000 square feet (220% lot coverage) and the present zoning permits 100% lot coverage i.e. 114,510 square feet;

   AND WHEREAS Mr. J. B. Sampson has requested that the matter be brought to the attention of City Council at this time following a meeting between Mr. J. B. Sampson and Messrs. G.G.Muirhead, Director of Planning and Urban Renewal, Mr. N. Jackson, City Solicitor, Mr. R. Ruttan, Chief Building Inspector, Mr. M. C. Healy, City Clerk and Mr. R. Hamilton, Chief Administrative Officer;

   THEREFORE BE IT RESOLVED that Mr. J. B. Sampson be notified that City Council requests that he submit duly completed application forms for the amendment to the zoning by-law together with the required fees in order that the matter can be proceeded with through the normal channels and that City Council is not prepared to take any further action on this matter until he complies with the definition of Lot Occupancy and other procedures that are required.

   (Note: A copy of the report of the Chief Administrative Officer was distributed with the agenda to all members of Council.)

2. WHEREAS City Council at their meeting held on April 10th 1978, approved Clause 21 of Report No. 37 of the Planning Board which authorized the City to re-apply to the Ontario Municipal Board for approval of a residential zoning as originally contained in zoning By-Law No. 8499 for seven different properties in Kingston;

   AND WHEREAS it has been found that, through an oversight, no application has been made to the Ontario Municipal Board to date;

   AND WHEREAS the City Solicitor recommends that, prior to the application being made to the Ontario Municipal Board as directed by the 1978 Council, the 1979 Council be afforded an opportunity to reaffirm the direction to apply to the Board:

   THEREFORE BE IT RESOLVED that Clause 21, Report No. 37, 1978, which reads as follows be reaffirmed:

   > "21. *WHEREAS the Ontario Municipal Board decision dated August 8, 1977, with respect to Zoning By-Law No. 8499 was referred by Council to Planning Board for consideration and recommendation; and*
   >
   > *WHEREAS Planning Board has conducted a review of the various matters raised in this decision and, as a result, has recommended that By-Law No. 8499 be amended in a number of instances; and*
   >
   > *WHEREAS, in particular, Planning Board has recommended certain revisions to the General Provisions affecting the Restoration of Damaged Buildings, Section 5.24(a) and the Minimum Lot Area Requirements within the A (One and Two Family) Residential Zone (Section 6.3(k)); and*
   >
   > *WHEREAS in view of these general amendments, Planning Board is of the opinion that the zoning for certain specific properties, which were referred back to the City for reconsideration, should not be amended;*

2. (cont'd).

THEREFORE BE IT RESOLVED that the City re-apply to the Ontario Municipal Board for approval of the A (One and Two Family) Residential Zoning as originally contained in By-Law No. 8499 with respect to the following properties:

a) William Eston properties at Nos. 257-259 Queen Street;

b) Cochrane Grocery property - northwest corner of Bay and Bagot Streets;

c) No. 424 Bagot Street (T. E. Norman);

d) E. J. Blaney property at the south-west corner of Montreal Street and Raglan Road;

e) Nos. 61-63 John Street (Pat's Grocery);

f) No. 330 Division Street (Mrs. Carol Hopkinson);

g) Property of Mrs. Dorothy Geiger on the south side of Maitland Street.".

3. That as recommended by the City Solicitor a by-law be presented to Council to appoint Marion Houghton as Acting Clerk *Pro Tempore* to carry on the duties of the Clerk whenever the Clerk is unable to carry on his duties through illness or otherwise (i.e. on vacation or absent from the City on City business).

(Note: Clerk will be on vacation from September 1, 1979, through September 16, 1979.)

(See By-Law 19: No. 79-191)

4. That as recommended by the Commissioner of Works and the Director of Purchasing the tender of Joyceville Sand & Gravel for the supply of 4,000 cy (more or less) of winter control sand at $2.69/cy including screening, delivery and stock piling be accepted being the lower tender received.

(Note: A copy of the Report of the Commissioner of Works is attached as Schedule "A" - 2 Pages.)

5. That as recommended by the City Treasurer List of Accounts No. 7 dated July 9, 1979, in the amount of $3,072,551.12 be approved it being noted that the expenditures were incurred under proper authorization.

(Note: A copy of the List of Accounts was distributed to each Member of Council on August 24, 1979.)

6. That as recommended by the Commissioner of Works a by-law be presented to Council to authorize the reconstruction of the sidewalks as listed on the attached Schedule "B" at a total estimated cost of $31,915.00 less anticipated MTC subsidy of $3,725.00 as a charge to the general tax rate and that the following transfer in the 1979 capital budget be approved:

	Decrease	Increase
Local Improvement Sidewalks Miscellaneous	$25,000.00	
General Rate Sidewalks Miscellaneous		$25,000.00

(Note: A copy of the Report of the Commissioner of Works is attached as Schedule "B" - 3 Pages.)

(See By-Law 3: No. 79-175)

7. WHEREAS at the meeting of City Council held on August 13, 1979, approval was given for the preparation of the schedule of additional resurfacing in the amount of approximately $24,000.00 as it was reported that unexpended debenture proceeds for resurfacing had been credited to charges for net long term liabilities-road:

THEREFORE BE IT RESOLVED that as recommended by the Commissioner of Works that the work outlined in Schedule "C" be approved with part one being done by day labour, part two by the Flintkote Company and part three by a tender call and that the following transfer in the 1979 current budget be approved:

Account	Increase	Decrease
314-71 Charges for long-term liability		$24,400.00
314-22 Asphalt surface treatment	$3,000.00	
314-01 Contractural Services	$21,400.00	

(Note: Copy of the report of the Commissioner of Works is attached as Schedule "C" - 2 Pages.)

8. That since a sufficiently signed petition has been received that as recommended by the Commissioner of Works a by-law be presented to Council to authorize the reconstruction of a concrete sidewalk 1.5 m wide in (1) Brock Street north side from Napier Street to easterly 112.47 m and (2) Napier Street east side from Brock Street to northerly 4.876 m under the provisions of Section 7 of the Local Improvement Act as follows:

Total Estimated Cost	$8,122.00
Owner's Share	$3,369.22
MTC Subsidy	$1,276.00
City's Share	$3,476.98
Debenture Amount	$6,846.00

(Note: A copy of the Report of the Commissioner of Works is attached as Schedule "D" - 1 Page.)

(See By-Law 4: No. 79-176)

9. That since a sufficiently signed petition has been received that as recommended by the Commissioner of Works a by-law be presented to Council to authorize the construction of a 400 mm watermain on the east side of Ontario Street from Clarence Street to Johnson Street under the provisions of Section 7 of the Local Improvement Act as follows:

Total Estimated Cost	$44,528.00
City's Share	$20,099.55
Owner's Share	$24,428.45
Total Debenture Amount	$31,428.00

AND FURTHER -

That the following transfer in the 1979 capital budget be approved:

	Increase	Decrease
Local Improvement Watermains Cowdy Street, Russell Street to Thomas Street		$1,428.00
Ontario Street, Clarence Street to Johnson Street	$1,428.00	

(Note: 1979 capital budget contains $30,000.00 for this project.

The copy of the Report of the Commissioner of Works is attached as Schedule "E" - 1 Page.)

(See By-Law 5: No. 79-177)

10. That as recommended by the Commissioner of Works and the Director of Purchasing the tender of Domtar Chemicals Ltd. for the supply of 4,000 tons (more or less) at $21.15/ton of coarse-crushed rock salt for ice control purposes be accepted being the lower tender received.

(Note: Copy of the report of the Commissioner of Works is attached as Schedule "F" - 2 Pages.)

11. That since a sufficiently signed petition has been received that as recommended by the Commissioner of Works a by-law be presented to Council to authorize the reconstruction of a concrete sidewalk 1.5 m wide in Princess Street north side from 24.50 m west of Alfred Street to westerly 36.42 m under the provisions of Section 7 of the Local Improvement Act as follows:

Total Estimated Cost	$2,400.00
Owner's Share	$1,034.61
City's Share	$1,365.39
Debenture Amount	$2,400.00

(Note: A copy of the Report of the Commissioner of Works is attached as Schedule "G" - 1 Page.)

(See By-Law 6: No. 79-178)

12.

a) The following Notice of Motion was presented at the meeting of City Council held on June 4, 1979:

"Moved by Ald. Matthews,
Seconded by Ald. McArthur,

That blasting be prohibited within the Corporation of the City of Kingston, until an inspection of all residences within a number of feet to be determined by the respective Department Head has been carried out. This home inspection would be carried out by the City, the Contractor and the Home Owner (resident) to determine the condition of each home prior to the commencement of the blasting.

(REFERRED TO THE COMMISSIONER OF WORKS for a report prior to consideration of the Motion by Council.)"

(Note: See report from the Chief Administrative Officer attached hereto as Schedule "H" - 4 Pages, wherein the following recommendation was made.)

b) That, as recommended by the Commissioner of Works and the City Solicitor the following policy be approved by City Council for inclusion in all City of Kingston contracts it being noted that the Public Utilities Commission will in turn use the said policy in all future contracts:

"8(b) If blasting is required under this Contract the Contractor is to provide the Engineer with a written report from a blasting expert, acceptable to the City, which from the site conditions (e.g. nature of rock, type of buildings, other utilities etc.) establishes the recommended blasting patterns and the limits of the "possible" blasting damage area.

In conjunction with the report, the Contractor is to arrange for pre-blast survey of all buildings within the designated "possible" blasting damage area. A copy of this survey is to be made available to the City prior to commencement of blasting."

13. That as recommended by the Commissioner of Industries and Airport Administrator the accounts of E.S. Fox Ltd. in the total amount of $3,570.00 together with a partial release of hold-back in the amount of $4,280.00 totalling $7,850.00 for the supply and installation of runway and marker strove lights at the Norman Rogers Airport be paid.

(Note: 15% hold-back $3,150.00 will be retained until final inspection of the installation by Ontario Hydro and acceptance by Transport Canada.

A copy of the report of the Commissioner of Industries and Airport Administrator is attached as Schedule "I" - 1 Page.)

14. WHEREAS Council, by Clause 13, Report No. 63, 1979, authorized construction of improvements to Runway 06R-24L at Norman Rogers Airport at a total estimated cost of $216,000, of which $72,688 was to be debentured and gave two readings to the necessary construction by-law No. 79-117;

AND WHEREAS Council, by Clause 15, Report No. 78, 1979, awarded contract A79-42 for the reconstruction of Runway 06R-24L and associated lighting to Bennett Paving Limited in the amount of $218,716.64, subject to approval of the Ontario Municipal Board of the necessary funding;

AND WHEREAS application has been made to the Ontario Municipal Board to amend By-Law No. 79-117 upon third reading to increase the total estimated cost of the work from $216,000 by $24,216.64 to $240,216.64 of which the increased amount of $92,504.64 would be debentured and the Board's Order, dated August 17th 1979, approving the application has been received:

THAT By-Law No. 117, "A By-Law to Authorize the Construction of Improvements to Runway 06R-24L at the Norman Rogers Airport (General Rate)" be amended on third reading to increase the total cost of the work to $240,216.64 and the debenture issue to $92,504.64:

	ORIGINAL		REVISED	
Work:				
Construction, Lighting and Contingencies	$198,000.00		$218,716.64	
Engineering	18,000.00		21,500.00	
Total Cost		$216,000.00		$240,216.64
LESS:				
M.T.C. Subsidy	$108,000.00		$112,400.00	
1979 (City) Budget Funds	35,312.00		35,312.00	
Total Deductions		143,312.00		$147,712.00
NET DEBENTURE ISSUE:		$ 72,688.00		$ 92,504.64

(See By-Law 25: No. 79-117)

15. That as recommended by the Commissioner of Industries and Airport Administrator and Director of Purchasing Tender No. 79-32 for roof repairs and maintenance Hangars No. 3 and No. 4 Norman Rogers Airport be awarded as follows:

a) Part A, Alternative 1, complete roof covering Hangar No. 3 to R.E. Harding Ltd. in the amount of $40,432.00 subject to:

   i) the application of the $2,000.00 material credit of W.R. Grace Co. Ltd. to the amount of $40,432.00;

   ii) the entering of a Warranty Agreement satisfactory to the City Solicitor with W.R. Grace Co. Ltd. and R.E. Harding Ltd. (It is emphasized that the net figure of $38,432.00 covers the replacement of the complete roof whereas any of the amounts shown under Section A of the Tender will only cover 1/2 of the roofed area.); and

   iii) W.R. Grace Co. Ltd. would act on any reported defect within forty-eight hours.

b) Part A, Section C, repair Hangar No. 4 roof to Watertight roofing for $7,448.50.

c) Part B, two year maintenance repair services contract to Watertight roofing. (Recommended by Airport Administrator only.)

AND FURTHER

That the following budget transfer be approved:

	Increase	Decrease
Finance Contingencies		$38,080.50
AIRPORT - Building Maintenance	$38,080.50	

(*Note: A copy of the report of the Commissioner of Industries and Airport Administrator is attached hereto as Schedule "J" - 7 Pages.*)

16. That as recommended by City Solicitor in accordance with Bill 103, Municipal Amendment Act 1979, which adds Section 469(a) to the Municipal Act which permits municipalities to pass an amending by-law to add to the penalty section of any by-law the power to allow the judge who hears the case, in addition to imposing a fine, impose an order prohibiting the continuation or repetition of the offense by the person convicted.

That by-laws be presented to Council to amend the following by-laws:

i) By-Law No. 5920, "A By-Law to Provide for the Licencing of Plumbing Contractors and Master Plumbers in the City of Kingston and for the Repeal of By-Law No. 3222".

ii) By-Law No. 7, "A By-Law to Licence and Regulate Certain Trades".

iii) By-Law No. 8, "A By-Law to Provide for the Licencing and Regulation of Dogs and Cats and for the Control of Animals Suspected of Having Rabies".

iv) By-Law No. 10, "A By-Law Respecting Streets".

v) By-Law No. 19, "A By-Law to Provide for the Regulation Use of Parks and Recreational Facilities of the Corporation".

vi) By-Law No. 24, "A By-Law for Regulating Traffic in the Highways in the City of Kingston subject to the Provisions of the Highway Traffic Act".

vii) By-Law No. 39, "A By-Law to Provide for a Penalty and a Summary Remedy for the Breach of any By-Law".

viii) By-Law No. 2566, "A By-Law to provide for the Licencing of Electricians in the City of Kingston".

ix) By-Law No. 2958, "A By-Law to Provide for the Regulation Control Inspection and the Licencing of Signs".

x) By-Law No. 8499, "Restricted Area (Zoning By-Law) of the Corporation of the City of Kingston".

xi) By-Law No. 8597, "Property Standards By-Law".

xii) By-Law No. 9309, "A By-Law of the Corporation of the City of Kingston to Control Noise".

xiii) By-Law No. 79-26, "A By-Law Respecting Smoking".

(Note: See copy of report of Solicitor attached hereto as Schedule "K" - 4 Pages.)

(See By-Laws 7 to 18 and 20: Nos. 79-179 to 79-190 and No. 79-192)

17. WHEREAS fill is being placed along the easterly side of "Armstrong Subdivision Road" to widen the street to 86 ft. and it has been discovered that a 20 ft. wide portion of the filled land is within the City of Kingston limits;

AND WHEREAS the City of Kingston does not want to be responsible, in the future, for this land as dedicated street:

THAT, as recommended by the Director of Planning and Urban Renewal, negotiations be entered into with the Township of Kingston and Mr. Tait, the owner of the land for the "Armstrong Subdivision Road" in the Township and the 20 ft. parcel of widening within the City, for Mr. Tait to convey to the Township of Kingston either:

i) Only the 66 ft. portion of the "Armstrong Subdivision Road" where it abuts the boundary line between the City of Kingston and the Township of Kingston on the north side of Bath Road (as shown on sketch plan attached);

- or -

ii) After annexation by the Township of Kingston of the 20 ft. wide strip along the east side of "Armstrong Subdivision Road", the whole 86 ft. wide strip of land.

On the understanding that the question of fill would remain under the jurisdiction of the Cataraqui Region Conservation Authority to the extent that it can for a municipal highway, and the maintenance of the road would come under the jurisdiction of the Township of Kingston.

(*Note: See Schedule "L" - 6 Pages,*
Report of the Chief Administrative Officer.)

18. That as recommended by the Administrator of Traffic, Streets and Parking a by-law be presented to Council to grant permission to the Kingston Jaycees to temporarily close Patrick Street from Balaclava Street to Quebec Street to vehicular traffic on Monday, September 3, 1979, from 6:00 a.m. to 3:00 p.m. for community purposes.

(Note: A copy of the report of the Administrator of Traffic, Streets and Parking is attached as Schedule "M" - 2 Pages.)

(See By-Law 21: No. 79-193)

18. A) That notwithstanding the provisions of By-Law No. 10 permission be granted to the Grand Theatre Board of Management to erect a banner across Princess Street between Montreal and Sydenham Streets for the period September 20, 1979, to October 14, 1979, to note the celebration of the 100th birthday of the Grand Theatre.

(Note: A copy of the report of the Administrator of Traffic, Streets and Parking is attached as Schedule "N" - 1 Page.)

19. That as recommended by the Administrator of Traffic, Streets and Parking:

a) By-Law 79-169, a By-Law to authorize the execution of a connecting link agreement with the Ministry of Transportation and Communications for the construction of Princess Street from 196.28 metres east of Portsmouth Avenue to 191.50 metres west of the Parkway, including the widening of approaches to Princess Street on Portsmouth Avenue, be amended by decreasing the Ministry's share by $12,000 and increasing the City's share by $12,000, so that the estimated cost will now read as follows:

Total estimated cost	$485,442.21
City's share	$135,610.55
MTC share	$349,831.66

Subject to revision after the Ministry of Transportation and Communications review the City's submission on the eligibility of the remaining two-thirds of the widening on the Portsmouth Avenue approaches for connecting link subsidy of 75%.

b) That the Traffic, Streets and Parking Department budget be amended as follows:

	Increase	Decrease
Contributions from Revenue Fund		
Other Projects	$12,000.00	
Finance Contingencies		$12,000.00

19. (Cont'd)

c) That the supplementary application of subsidy monies for the widening of 2/3 of the Portsmouth Avenue approaches to Princess Street connecting link, in the amount of $48,000

City's share	$24,000
MTC share	$24,000

be approved.

(Note: The 1979 budget has been amended so that sufficient monies would be available for the supplementary application if the City's request for the 75% connecting link subsidy for the entire approach widening on Portsmouth Avenue is refused.

A copy of the report of the Administrator of Traffic, Streets and Parking is attached hereto as Schedule "O" - 10 Pages.)

(See By-Law 22: No. 79-194)

Respectfully submitted,

R. Hamilton,
Chief Administrative Officer.

Schedule "A" to Report No. 86
(Page 1)

AUG 22 1979

MEMORANDUM

TO: Mr. R. J. Hamilton,
Chief Administrative Officer

DATE: 20th August 1979

SUBJECT: Tender No. 79-33 for Winter Control Sand

ORIGIN

Purchasing Department - to fill the needs of the Public Works Department for sand for ice control.

ANALYSIS

A memorandum from the Director of Purchasing is attached.

Seven tenders were received with Joyceville Sand & Gravel being the lowest at $2.69/c.y.

The Director of Purchasing advises the lowest tenderer will screen the sand at the pit to remove the coarser material.

EXISTING POLICY

The lowest tender is recommended for acceptance unless there is justification for doing otherwise. The Public Works Department concur in the recommendation of the Director of Purchasing.

No other departments or agencies are involved.

FINANCIAL

The lowest tender is about 10% lower than the 1978 price.

RECOMMENDATION

That, the tender of Joyceville Sand & Gravel for the supply of 4,000 c.y. (more or less) of winter control sand at $2.69 per c.y. including screening, delivery, and stockpiling be accepted being the lowest tender received.

D. Graham, P. Eng.,
Commissioner of Works.

Schedule "A"
to Report No. 86
(Page 2)

SUMMARY OF TENDER NO. 79-33

for

WINTER CONTROL SAND

PERIOD OF USE: Winter 1979-80
METHOD OF INVITATION: Public & Individual Notices
NO. OF INVITATIONS SENT: 23

DATE OF CALLING: July 18, 1979
DATE OF CLOSING: July 31, 1979
NO. OF TENDERS RECEIVED: 7

QUANTITY	DESCRIPTION	1 MEL SILVER SAND	2 WM. FLETCHER	3 WOOD'S SAND & GRAVEL	4 JOYCEVILLE SAND & GRAVEL	5 D. A. FOLEY	6 K. MULROONEY TRUCKING	7 R. K. NARANG
6,000 cu. yds. (more or less)	WINTER CONTROL SAND - Per Cubic Yard	2.95	2.86	2.95	2.69	2.97	2.99	3.15
	STOCKPILING & MIXING	no	.25	.30	Included	.15	Included	Included

REMARKS

1) The herein tabulation is a summary of tenders received in response to the subject invitation for Winter Control Sand.

2) Subsequent to promulgation, the bid was reduced from 6,000 cubic yards. The recommended supplier has agreed to supply the reduced quantity at the price submitted.

3) Tests conducted on samples taken from two pits, to be used as supply sources by the two lower bidders, were found to generally meet the gradation standards specified. The sample of the recommended bidder being of somewhat coarser grade. This minor deviation being adjustable by controlled mixing.

RECOMMENDATION

It is recommended for consideration that the tender (4) of JOYCEVILLE SAND & GRAVEL for the supplying of 4,000 cubic yards (more or less) Winter Control Sand @2.69 per cubic yard including delivery, screening and stockpiling be accepted being the lowest tender received.

Respectfully submitted,

M. J. Ewart, Director of Purchasing.

MJE/jg

AUG 22 1979

Memo to Mr. R.J.Hamilton
Chief Administrative Officer

Date - August 22, 1979

Subject - Schedule for reconstruction of additional concrete sidewalks.

Origin - Some owner requested petitions were not sufficiently signed on a few sections of sidewalks in the approved local improvement sidewalk schedule.

Analysis - To make full use of fund provided in the 1979 Capital Budget, we are proposing a second schedule which contains sections of sidewalks that are in bad condition warranting reconstruction. Schedule "A" is attached. A supplementary list is attached as Schedule "B".

As it is rather late in the year to obtain necessary approvals for local improvement projects, the works in the proposed list are all general rate projects.

Financial - A transfer of funds in the 1979 Capital Budget is necessary.

Recommendation - That a by-law be passed to authorize the reconstruction of the sidewalks as listed in the attached Schedule "A" at a total estimated cost of $31,915.00 less anticipated M.T.C. subsidy of $3,725.00 as a charge to the general tax rate, and that the following transfer in the 1979 Capital Budget be approved -

	Decrease	Increase
Local Improvement sidewalks - miscellaneous	$25.000.	
General Rate - Sidewalks - miscellaneous		$25,000.

D.Graham, P.Eng
Commissioner of Works

pl/gg
att.2

Schedule "B" to Report No. 86
(Page 2)

SCHEDULE "A"

REVISED GENERAL RATE SIDEWALK RECONSTRUCTION SUPPLEMENTARY LIST FOR 1979

STREET	SIDE	TYPE	FROM	TO	WIDTH EXIST.	WIDTH PROP.	COST
Brock Street	N	A	7.92 W. of Albert St.	Wl'y 68.732 m	1.37	1.5	$ 4,279.00
Alfred Street	E	A	Union St.	Nl'y 41.453 m	1.5	1.5	$ 2,922.00
Union Street	N	A	Alfred St.	El'y 39.624 m	1.5	1.5	$ 1,897.00
Markland Street	S	A	15.44 m W. of Montreal St.	Wl'y 25.908 m	1.22	1.5	$ 1,712.00
College Street	E	A	3 m S. of Johnson St.	Sl'y 49.073 m	1.5	1.5	$ 3,050.00
Dundas Street	S	A	MacDonnell St.	Toronto St.	1.22	1.5	$ 5,787.00
Montreal Street	E	A	Raglan Rd.	Nl'y 55.169 m	1.5	1.5	$ 3,434.00
Hamilton Street	N	A	Chatham St.	Wl'y 50.9 m	1.22	1.5	$ 3,170.00
Rideau Street	W	A	Bay St.	Sl'y 29.26 m	1.5	1.5	$ 1,832.00
Rideau Street	W	A	Ordnance St.	Nl'y 29.56 m	1.5	1.5	$ 1,840.00
Prime Street	E	A	3.05 m S. of Chestnut St.	Sl'y 32.004 m	1.22	1.5	$ 1,992.00
							$31,915.00
				Anticipated M.T.C. Subsidy			-3,725.00
							$28,190.00

Schedule "B" to Report No. 86
(Page 3)

SCHEDULE "B"

ALTERNATIVE REVISED GENERAL RATE SIDEWALK RECONSTRUCTION SUPPLEMENTARY LIST FOR 1979

STREET	SIDE	TYPE	FROM	TO	WIDTH EXIST.	WIDTH PROP.	COST
Alfred Street	E	A	49.22 m S. of Princess St.	Sl'y 59.43 m	1.5	1.5	$ 3,700.00
Ontario Street	E	A	9.69 m S. of Barrack St.	Sl'y 13.868 m	1.5	1.5	$ 863.00
Prime Street	W	A	Chestnut St.	York St.	1.22	1.5	$ 5,300.00
Earl Street	N	A	Clergy St.	El'y 134.4 m	1.5	1.5	$ 8,350.00
Mack Street	S	A	Toronto St.	Wl'y 62.484 m	1.22	1.5	$ 4,200.00
Toronto Street	W	A	12.9 m N. of Johnson St.	Nl'y 27.127 m	1.22	1.5	$ 1,688.00
Toronto Street	E	A	1.524 m N. of Brock St.	To Mack St.	1.37	1.5	$8,250.00
College Street	W	A	Johnson Street	Nl'y 44.196 m	1.37	1.5	$ 2,750.00
							$35,101.00

Schedule "C" to Report No. 86
(Page 1)

AUG 22 1979

Memo to - Mr. R.J.Hamilton, Chief Administrative Officer

Date - August 22, 1979

Subject - Additional Resurfacing

Origin - Council authorized the preparation of a schedule of additional resurfacing in the amount of approximately $24,000. as it was reported that unexpended debenture proceeds for resurfacing had been credited to charges for net long term liability - roads.

Analysis - It is proposed that the work take three forms -

1. Surface treatment of macadam roads. Some reduction was made in this work at budget time.
2. Sealing of asphalt pavements with minor cracks to keep water out of base.
3. Overlay rough and cracked pavements with asphalt. This is shown on Schedule "A" attached.

Item 2 is proposed on limited scale as trial project. It is used in large quantities as a preventive maintenance measure to extend pavement life by some Cities. It is also proposed that this trial, not to exceed $2000. in cost, be authorized to be done by Flintkote due to the time of the year on the understanding that any future work of this type of seal would be by the lowest quote or tender.

Financial - The necessary Current Budget transfers are included in the recommendation.

Recommendation - That the work outlined in Schedule "A" be approved with Part I being done by day labour, Part II by The Flintkote Co., and Part III by a tender call and that the following transfer in the 1979 Current Budget be approved -

Account		Increase	Decrease
314-71	Charges for Long Term Liability		$24,400.
314-22	Asphalt Surface Treatment	$3,000.	
314-01	Contractural Services	$21,400.	

DG/gg
att. 1

D.Graham, P.Eng
Commissioner of Works

Schedule "C" to Report No. 86
(Page 2)

Schedule "A"

Additional Resurfacing

Part I - Surface Treatment	$ 3,000.
Dunkirk Ave., Alfred to Fergus St Lorne St., Seventh to Fourth Ave	
Part II - Sealing - Slurry Seal	$ 2,000.
Richardson Drive - Robert Wallace(N) to Bonnycastle	
Part III - Overlay	$19,400.
Morenz Cres - south leg Van Order Dr., Norman Rogers(N) to Metcalfe (S) Union St., University to Division St Charles St., Montreal to Patrick St Helen St., Mack to Carruthers Ave	
Total	$24,400.

Schedule "D" to Report No. 86
(Page 1)

MEMORANDUM

AUG 22 1979

TO:	Mr. R. J. Hamilton, Chief Administrative Officer
DATE:	August 17, 1979
SUBJECT:	Reconstruction of concrete sidewalk 1.5 m (4.9') wide in (1) Brock Street north side from Napier to easterly 112.47 m (369') and (2) Napier Street east side from Brock Street to northerly 4.876 m (16').

ORIGIN A sufficiently signed petition has been received for the above mentioned work.

ANALYSIS The sidewalk is in bad condition and is included in the previously approved sidewalk schedule.

FINANCE Adequate funds are available in 1979 Capital Budget.

RECOMMENDATION That, since a sufficiently signed petition has been received, a by-law be passed to authorize the reconstruction of concrete sidewalk 1.5 m (4.9') wide in (1) Brock Street north side from Napier Street to easterly 112.47 (369') and (2) Napier Street east side from Brock Street to northerly 4.876 m (16') under the provision of Section 7 of the Local Improvement Act to carry out the work.

Total estimated cost	$8,122.00
Owner's share	$3,369.22
M.T.C. subsidy	$1,276.00
City's share	$3,476.78
Debenture amount	$6,846.00

PL/ms

D. Graham, P. Eng.,
Commissioner of Works.

Schedule "E" to Report No. 86
(Page 1)

AUG 22 1979

MEMORANDUM

TO: Mr. R. J. Hamilton, Chief Administrative Officer

DATE: August 17, 1979

SUBJECT: Construct 400 mm Watermain (cost over 300 mm assumed by City) in Ontario Street east side from Clarence Street to Johnson Street.

ORIGIN A sufficiently signed petition for the above described work has been received.

ANALYSIS Due to the demand of the Paron Development, the proposed watermain is requested in the development agreement between the City and Paron Construction (Kingston) Inc.

FINANCIAL The Corporation's share share shown below consists of $13,100.00 which the PUC will pay as oversizing and $6,999.55 which the Developer will pay by agreement to cover cost of work in the intersections.

RECOMMENDATION That, since a sufficiently signed petition has been received, a by-law be passed to authorize the construction of 400 mm watermain on the east side of Ontario Street from Clarence Street to Johnson Street under the provision of Section 7 of the Local Improvement Act.

Total estimated cost	$44,528.00
Corporation's share	$20,099.55
Owners' share	$24,428.45
Total Debenture amount	$31,428.00

AND, that the following transfer in the 1979 Capital Budget be approved -

Local Improvement Watermains	Increase	Decrease
Cowdy - Russell to Thomas		$1,428
Ontario - Clarence to Johnson	$1,428	

$30,000 having been provided for this project in the Capital Budget.

D. Graham, P. Eng.
Commissioner of Works

DG/ms

Schedule "F" to Report No. 86
(Page 1)

AUG 22 1979

MEMORANDUM

TO: Mr. R. J. Hamilton,
Chief Administrative Officer

DATE: 17 August 1979

SUBJECT: Tender No. 79-34 Ice Control Salt

ORIGIN

Purchasing Department - to meet the requirements of the Public Works Department for salt used on the roads and walks for ice control.

ANALYSIS

A memorandum from the Director of Purchasing is attached.

TENDERS

Canadian Salt	- $21.34 per ton
Domtar	- $21.15 per ton

Both companies have supplied our needs for salt at various times satisfactorily.

EXISTING POLICY

The lower tender is recommended unless there is justification for doing otherwise. The Public Works Department concur in the recommendation of the Director of Purchasing.

No other departments or agencies are involved.

FINANCIAL

The lower tender is about 7% above the 1978 price which is not unreasonable.

RECOMMENDATION

That, the tender of Domtar Chemicals Ltd. for the supply of 4,000 tons (more or less) at $21.15 per ton of course-crushed rock salt for ice control purposes be accepted being the lower tender received.

D. Graham, P. Eng.,
Commissioner of Works.

Schedule "F" to Report No. 86
(Page 2)

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE
Director of Purchasing

CITY HALL
KINGSTON, ONTARIO

[illegible] 16 [illegible]

MEMORANDUM

TO: Mr. D. Graham, Commissioner of Works

FROM: Mr. M. J. Ewart, Director of Purchasing

SUBJECT: Tender No. 79-34 - Ice Control Salt

DATE: August 14, 1979

Two tenders only, as setout hereunder, have been received in response to the subject invitation, covering an estimated requirement of 4,000 tons (more or less) of coarse-crushed rock salt for ice control purposes.

CANADIAN SALT COMPANY LIMITED	- $21.34 PER TON
DOMTAR CHEMICALS LIMITED	- $21.15 PER TON

The foregoing prices are based on bulk truck delivery and include Ontario Retail Sales tax.

While the above price is approximately $1.33 per ton higher than the 1978 price, $.73 is attributable to increases in freight and provincial sales tax. The lowest price is approximately $.29 per ton less than that accepted by the Ministry of Transportation and Communications for deliveries in this area.

I would recommend for consideration that the tender of DOMTAR CHEMICALS LIMITED be accepted, being the lower tender received.

Yours very truly,

M. J. Ewart,
Director of Purchasing.

MJE/jg

cc: Mr. B. G. Cousens;
Mr. R. J. Hamilton.

Schedule "G" to Report No. 86
(Page 1)

MEMORANDUM

AUG 22 1979

TO:	Mr. R. J. Hamilton Chief Administrative Officer
DATE:	August 17, 1979
FROM:	Mr. D. Graham, P. Eng. Commissioner of Works

SUBJECT

Reconstruction of concrete sidewalk 1.5 m (4.9') wide in Princess Street north side from 24.50 m (80.5') west of Alfred Street to westerly 36.42 m (119.5').

ORIGIN

A sufficiently signed petition has been received for the above defined work.

ANALYSIS

The walk is in bad condition and is included in the previously approved schedule.

FINANCIAL

Adequate funds are provided in the 1979 Capital Budget.

RECOMMENDATION

That, since a sufficiently signed petition has been received, a by-law be passed to authorize the reconstruction of concrete sidewalk 1.5 m (4.9') wide in Princess Street north side from 24.50 m (80.5') west of Alfred Street to westerly 36.42 m (119.5') under the provisions of Section 7, Local Improvement Act to carry out the work.

Total estimated cost	$2,400.00
Owner's Share	$1,034.61
City's Share	$1,365.39
Debenture Amount	$2,400.00

D. Graham, P. Eng.
Commissioner of Works

DG/jc

Schedule "H" to Report No. 86
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546 4291

Our Ref. No. 2-1

August 17, 1979

MEMORANDUM

TO: Mayor Keyes and Members of Council

FROM: R.J. Hamilton, C.A.O.

RE: BLASTING IN THE CITY OF KINGSTON

A meeting was held on Friday, August 17th, 1979 at 9:30 in the Frontenac Room with the following persons in attendance - Messrs. Graham, Jackson, Ruttan and Hamilton.

The matters concerning blasting in the City of Kingston were reviewed, however the existing clause that the Department of Public Works exercise in their contracts, is to be carried on. Mr. Graham further indicated that he had been in touch with the Public Utilities Commission who in turn will use the said condition in all future contracts that they would be involved in.

Council will note the following wording of this clause is as follows:

> "8(b) If blasting is required under this Contract the Contractor is to provide the Engineer with a written report from a blasting expert, acceptable to the City, which from the site conditions (e.g. nature of rock, type of buildings, other utilities etc.) establishes the recommended blasting patterns and the limits of the "possible" blasting damage area.
>
> In conjunction with the report, the Contractor is to arrange for pre-blast survey of all buildings within the designated "possible" blasting damage area. A copy of this survey is to be made available to the City prior to commencement of blasting."

Mr. Ruttan and Mr. Jackson had various comments about these matters as set out in the attached reports. However it is felt that the proposed action suggested by Mr. Graham would seem to be in order and would answer the queries by Aldermen Matthews and McArthur as per their Notice of Motion.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

cc: Mr Hamilton

JUL 17 1979

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE
City Solicitor
Our Ref. No. L-16

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

MEMORANDUM

TO: Mr. D. Graham,
Commissioner of Works

FROM: Mr. Norman C. Jackson,
City Solicitor

DATE: July 17, 1979

RE: Blasting

The resolution from City Council would require that blasting be prohibited until a residence within a number of feet, to be determined by the Commissioner of Works, has been inspected by the City, the contractor, and the owner. You have asked me whether there is authority in The Municipal Act that would allow the City to pass such a by-law regulating blasting.

Paragraph 9 of Subsection 1 of Section 354 of The Municipal Act permits the passing of by-laws for regulating the keeping, storing and transportation of explosives. The Municipal Act does not, therefore, specifically allow the passing of a by-law regulating the use of explosives. I was involved in a Supreme Court case in Ottawa where the City passed such a by-law regulating use under the word "keeping" in The Municipal Act. Although the word "keeping" has been defined in many different ways similar to use, it was the finding of the Court that the word "keeping" in The Municipal Act does not allow the municipality to pass a by-law dealing specifically with use.

The City of Ottawa does in fact have such a by-law as a result of obtaining a Private Bill from the Legislature of Ontario, allowing the passing of their by-law. Section 242 of The Municipal Act allows the passing of by-laws for the health, safety and welfare of the inhabitants in matters not specifically provided for by this Act. Since the previously referred to section, Section 354, does regulate keeping, storing and transportation of explosives, but not the use, the passing of such a by-law under the general section, Section 242, could possibly result in a Court ruling that the City did not have the satisfactory authority to pass the by-law. If the

.../2

City wishes to legislate such a by-law, it would be best to seek special legislation from the Province of Ontario.

I would point out that The Construction Safety Act, R.S.O. 1970, Chapter 81, does regulate explosives as well, in Regulation 127. Section 96 of that regulation requires that a competent person by appointed to be in charge of and personally present at all blasting operations and that person shall enforce his orders and directions and shall supervise the fixing of all charges and other blasting operations. No person under the regulation who is inexperienced in handling dynamite or other high explosives shall handle, transport, prepare or use dynamite or other explosives unless the inexperienced person works under the personal supervision of a person with experience in blasting operations.

N Jackson

Norman C. Jackson,
City Solicitor

NCJ/ks

cc: Mr. R.J. Hamilton,
Chief Administrative Officer

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE
Chief Building Official.

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

2nd August, 1979

Mr. R. J. Hamilton,
C.A.O.
City Hall.

RE: Blasting

Dear Sir:

In the past twenty-five years this Department has had very few complaints in regard to damage caused by blasting at construction sites. The complaints have been mostly from shockwaves and have occurred at a great distance from the construction site. This is due to the formation of the rock strata creating vibrations.

It has always been the policy of construction firms before blasting starts, that a pre-examination of buildings in a designated area is made by the contractor and a representative of their insurance firm, engineers and architects.

In this way, several important criteria are established.

1. *The exact conditions of adjacent buildings may be established prior to work starting;*
2. *Blasting work is started and later continued under properly controlled conditions with seismorgraph recordings being taken to ensure proper vibration limits;*
3. *Any unfounded claim for damages as a result of such construction operations can usually be refuted with the pre-construction inspection report. This usually contains measurements of cracks or other damage and is accompanied by photographs and seismograph recordings already on file.*

It thus becomes evident that with suitable control program any blasting job may be adequately supervised and monitored to prevent actual damage and also to protect the owner against unfounded damage claims.

To provide for the above an expert in the field of rock formation would be required and further, he would have to be well qualified in the use of a seismograph recording instrument. There are also many types of explosives that a person should be qualified in.

At present there are regulations in the 1973 Construction Safety Act of Ontario, Section 104-113, in regard to where explosives are to be used.

In 1965 the City proposed a By-Law to regulate the storage, handling and use of explosives, however it was not approved at that time.

Yours truly,

R. B. Ruttan,
Chief Building Official.

Schedule "I" to Report No. 86
(Page 1)

MEMORANDUM

TO: R. J. Hamilton, C.A.O.

FROM: W. D. Stevens, Commissioner of Industries
and Airport Administrator

DATE: August 21, 1979

SUBJECT: AIRPORT - Accounts - E. S. Fox Limited
- Runway End Marker Strobe Lights

ORIGIN: Inquiry No. 78-72 and Agreement dated December 8, 1978, between E. S. Fox Limited and the Corporation of the City of Kingston for the supply and installation of marker strobe lights at both ends of Runway 19L, Norman Rogers Airport, for a total tender price of $21,000.00.

ANALYSIS: Installation of the runway end marker strobe lights and necessary wiring to the control panel has been completed by the contractor.

Final inspection of the installation by Ontario Hydro and acceptance by Transport Canada are pending.

FINANCIAL CONSIDERATIONS: The necessary funds have been allocated for this installation (1978).

RECOMMENDATION: That the accounts of E. S. Fox Limited in the total amount of $3,570.00, together with a partial release of holdback in the amount of $4,280.00, totalling $7,850.00, for the supply and installation of runway end marker strobe lights at the Norman Rogers Airport, be paid.

NOTE: 15% holdback ($3,150.) will be retained until final inspection of the installation by Ontario Hydro and acceptance by Transport Canada.

Respectfully submitted,

W. D. Stevens

W. David Stevens, A.M.E.I.C.
Commissioner of Industries
and Airport Administrator

WDS/c

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 1-2.1-1

August 23, 1979

MEMORANDUM

TO: Mayor Keyes and Members of Council

FROM: R.J. Hamilton, C.A.O.

RE: AIRPORT - Roof Maintenance
- Hangars No. 3 and 4

Hangar No. 3 houses Kingston Tennis World at the present time. The rental is $12,000. per annum.

The City is liable for roof repairs and lost court time due to any roof leaks. The City has spent an amount of $9,454.41 during the winter of 78-79. The City could be held responsible for a considerable sum due to squash courts with considerable wood material involved.

Hangar No. 4 is used to lease space for aircraft.

D. & M. Barr Aircraft Maintenance, lease a small area. The total rental is $10,000. per annum.

The total revenue of $22,000. per annum suggests that the roof repairs will take up approximately two years of our revenues.

The work under the tender is allocated as follows:-

Hangar No. 3	-	$40,432.00
Less Credit	-	2,000.00
		$38,432.00
Hangar No. 4	-	$ 7,448.00

It is obvious that this work must be done as soon as possible. If this contract is awarded it should be commenced as quickly as possible during the summer and fall months.

We recommend that the tender be awarded and the extra amount be taken from contingencies.

R.J. Hamilton,
C.A.O.

RJH/sd

Schedule "J" to Report No. 86
(Page 2)

AUG 22 1979

MEMORANDUM

TO: R. J. Hamilton, C.A.O.

FROM: W. D. Stevens, Commissioner of Industries
and Airport Administrator

DATE: August 22, 1979

SUBJECT: AIRPORT - Roof Maintenance
- Hangars No. 3 and 4

ORIGIN: By lease agreement dated July 14, 1978, between Pesmo Limited (Kingston Tennis World) and the Corporation of the City of Kingston, the City is responsible for roof maintenance of Hangar No. 3 and for lost court time resulting from roof leaks.

ANALYSIS: Attached as Schedule "A" is a copy of Summary of Proposals for Tender No. 79-32 for Roof Repairs and Roof Maintenance, Hangars No. 3 and 4, Norman Rogers Airport, submitted by the Director of Purchasing.

In 1978, Texas Refinery Corp. engaged Watertite Roofing to complete the installation of expansion joints, effect repair of several longitudinal cracks and other badly deteriorated roof sections on Hangar No. 3. The expansion joints were formed from galvanized sheet and supplied by the City. All other roofing materials and labour were provided by Texas Refinery Corp. No leaks have occurred in the repair work completed by Watertite Roofing on either roofs of Hangar No. 3 or 4.

During the repair work it was recommended by Watertite that consideration should be given to installing new flashing and recovering a complete section or two of these roofs on an annual maintenance basis, commencing with the southerly two sections of roof, Hangar No. 3; these being the most critical areas with respect to possible liability resulting from water damage. It was also recommended that an annual roof maintenance program be undertaken for the remainder of the roof on Hangar No. 3 and Hangar No. 4.

ALTERNATIVES: PART B: Rates applicable to 2 year maintenance repair service contract:

AS RECOMMENDED BY DIRECTOR OF PURCHASING -

R. E. Harding Limited

AS RECOMMENDED BY COMMISSIONER OF INDUSTRIES
AND AIRPORT ADMINISTRATOR -

Watertite Roofing

Inasmuch as Watertite Roofing has been recommended by the Director of Purchasing for the repair of Hangar No. 4, it is recommended that continuing maintenance of this roof should also be awarded to Watertite Roofing so as to avoid undivided responsibility and ensure compatibility of materials.

R. J. Hamilton, C.A.O.

PAGE TWO
August 22, 1979

Re: Roof Maintenance - Hangars No. 3 and 4 continued

EXISTING POLICY: During the winter of 1978-79, it was the policy to contact various roofing contractors when roof leaks occurred. Problems were experienced in emergency situations in finding a roofing contractor with manpower immediately available and unavoidable delays due to weather conditions; and, therefore, this policy has not proved to be satisfactory.

FINANCIAL CONSIDERATIONS: Part A, Alternate 1, Replace Complete Roof Hangar No. 3, flashing not included

R. E. Harding Limited	$40,432.00
W. R. Grace Co. (material credit) -	2,000.00
	$38,432.00
Part A, Section 3, Repair Hangar No. 4	
Watertite Roofing	7,448.50
	$45,880.50
Unencumbered balance - Airport Building Maintenance account -	7,800.00
Deficit	$38,080.50

RECOMMENDATIONS: That Tender No. 79-32 for roof repairs and maintenance, Hangars No. 3 and 4, Norman Rogers Airport, be awarded as follows:

Part A, Alternate 1, complete roof covering Hangar No. 3 to R. E. HARDING LIMITED and W. R. GRACE CO. for $38,432.00;

Part A, Section C, repair Hangar No. 4 roof to WATERTITE ROOFING for $7,448.50;

Part B, two year maintenance repair service contract to WATERTITE ROOFING;

- and -

that $38,080.50 be requested from Finance Contingencies for this project.

Respectfully submitted,

W. David Stevens, A.M.E.I.C.
Commissioner of Industries
and Airport Administrator

WDS/c

Attachment

SCHEDULE "J" to
Report No. 86
(Page 4)

SUMMARY OF TENDER NO. 79-32

for

ROOF REPAIRS & ROOF MAINTENANCE
HANGARS NO. 3 & 4 NORMAN ROGERS AIRPORT

DESCRIPTION	R.E. HARDING LIMITED	QUINTAL & ENGLAND LTD.	WATERTITE ROOFING
PART A:			
ROOF REPAIRS			
SECTION A (replacement ½ roof Hangar No. 3)	39,606.00	-	27,203.50
SECTION B (repair balance Hangar No. 3)	18.00 per hr. on all work, material markup 12%		5,485.00
SECTION C (repair Hangar No. 4)			7,448.50 ✓
PART B:			
RATES APPLICABLE TO 2 YR. MAINTENANCE REPAIR SERVICE CONTRACT:			
ROOF FOREMAN	18.00 ✓	18.25	14.00
ROOFERS	18.00	18.00	11.00
SHEET METAL WORKER	21.00	22.00	-
SHEET METAL APPRENTICE	21.00	-	-
LABOURERS	18.00	18.00	6.50
MARKUP %	12%	10%	29%

SUMMARY OF PROPOSALS

for

REROOFING ALL HANGAR NO. 3
NORMAN ROGERS AIRPORT

	QUINTAL & ENGLAND LIMITED	R.E. HARDING LIMITED
ALT. 1 -	51,719.00	40,432.00 ✓ *
ALT. 2 -	63,620.00	53,356.00 *

* Does not include allowance for insulation replacement or decking if necessary

ALT. NO. 1 & NO. 2 COVER RECOVERING OF COMPLETE ROOF OF HANGAR NO. 3

..../continued on page two

aug 17

REMARKS

The above tabulations are setout to permit the comparative evaluation of tenders versus proposals received subsequent to the closing of tenders. Tender No. 79-32 was invited in two parts; Part A covering repair, and Part B for the establishment of a two year agreement on a time and material basis for the general maintenance of the balance of such roofs not covered under Part A.

The extent of repairs under Part A were aligned to a need consistent with budgetary allotment giving partial recognition to obligations in pursuance of lease commitments.

The stipulated proposals Part A as herein tabulated were consequently broken down into three sections as follows:

Section A - covering the repair or replacement and recoating of the southerly half of Hangar No. 3;

Section B - to patch/repair the balance of No. 3;

Section C - to patch/repair Hangar No. 4.

The two submissions under Part A reflect boths schools of installation technology for built-up roofs; the lower being based upon a "cold" application process to be applied over existing roof surface and the higher being based upon the "hot" application process involving the stripping of all existing roof materials to the original wood decking and the provision and installation of new insulation overlayed with weatherproof felt laminates hot lapped with final tar and gravel coating.

Both bids carry a warranty of two years as called for, which appears to be about the maximum period for which one can expect receptive response by roofing installers.

The capability of conventional built-up roofs to withstand the elements, both physical and climatic, without constant maintenance is highly improbable. The fact that insurance companies have long discontinued the underwriting of roof bonds, and the limited two year warranty adopted by the Canadian Roofing Contractors' Association lends credence to this statement.

High maintenance associated with built-up roofs is compounded by inherent features of the building such as the extent of surface and the resulting thermal linear movement, as well as such extrinsic factors as wind lift and load, all of which being further compounded by structural distortion through stress and age.

****

Subsequent to the receipt of tenders, representations were made by W. R. Grace Company Limited, requesting consideration of their CRM inverted roofing system.

Proposals submitted by their approved installers in this area have been setout herein. These submissions are based on two sets of specifications compiled by them subsequent to the inspection of the buildings by their technical and engineering staff.

...../continued on page three

Schedule "J" to Report No. 86
(Page 6)

Continued . . .

REMARKS

In general the CRM membrane is a cold applied system produced of rubberized asphalt and high density plastic film. It purportedly has a high tensile strength combined with the ability to remain flexible at wide temperature ranges. Alternate 1 as shown covers standard application as illustrated by samples herewith overcoated with a reflective paint to reduce surface heat and the deleterious effect of ultraviolet penetration. Alternate 2 is based on standard installation as per sample overcoated with elastomeric type of asphalt overlayed with gravel as a counteractant to the same ambient conditions as above but with recognized greater durability.

Subsequent to the receipt of proposals, I approached the W. R. Grace representative to determine:-

1) What promotional consideration they might be disposed to offer;

2) Whether or not they were prepared to provide for an extended warranty beyond the normal two year CRCA conditional agreement.

Mr. Yule, Sales Manager, W. R. Grace Company Limited, has agreed to confirm a material allowance through the installer and to provide an open warranty on the material, and promised that any defect reported to W. R. Grace would be acted upon within forty-eight hours. The $2,000.00 allowance being applicable to either Alternates 1 or 2 and would reduce these sums accordingly.

RECOMMENDATION

It is recommended for consideration that:

1) sections A and B of Part A of the tender be not accepted;

2) that the tender of Watertite Roofing covering the patch/repair of Hangar No. 4 in the amount of $7,448.50 be accepted;

3) that the Alternate 1 proposal of R. E. Harding Limited, in the amount of $40,432.00 be accepted subject to:

   i) the application of the $2,000.00 material credit of W. R. Grace Co. Ltd., to the above referenced amount;

   ii) the entering of a warranty agreement satisfactory to the City Solicitor with W. R. Grace Co. Ltd. and R. E. Harding Ltd., (it is emphasized that the net figure of $38,432.00 covers the replacement of the complete roof whereas any of the amounts shown under Section A of the tender would only cover one-half of the roofed area).

4) that Part B of Tender No. 79-32 be accepted in favour of R. E. Harding Limited for maintenance repair service contract covering a period of two years at an established labour rates and material markup as shown.

Respectfully submitted,

M. J. Ewart, Director of Purchasing.

MJE/jg

A-4

January 15, 1979

MEMO TO FILE:

Re: AIRPORT - Costs Incurred - Leaking Roof Hangar No. 3

DATE	NATURE OF INVOICE	AMOUNT $	TOTAL $
November, 1978	R. E. Harding Limited repair	40.00	
December 13/78	R. E. Harding Limited repair over court in N/W corner Court #3	113.68	153.68
January 14/79	Kingston Tennis World lost court time, clean-up	104.00	257.68
Jan. 24, 25, 26/79	Kingston Tennis World lost court time, Court #3, hallway and Ladies Locker Room, Clean-up	336.00	593.68
March ~~6~~5/79	Kingston Tennis World lost court time, Court #3, Clean up	124.00	717.68
March ~~6~~5/79	Kingston Tennis World Replace Ceiling Tile Material and Labour	49.45	767.13
March 30/79	Quintal & England Ltd. Leak found Feb. 19/79 along squash court wall near heater, repaired Roof Feb. 21/22/79	2,251.86	3,018.99
May 9, 1979	Quintal & England Ltd. Leak found over racquet ball court, Court 3 heater stack, Ladies washroom, along walkway	1,855.42	4,874.41

Schedule "K" to Report No. 86
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 12-7

August 23, 1979

MEMORANDUM

TO: Mayor Keyes and Members of Council

FROM: R.J. Hamilton, C.A.O.

RE: BILL 103 - The Municipal Amendment Act

We are forwarding herewith a report from Mr. N.C. Jackson, wherein he is recommending that the penalty clauses of our by-laws be amended in accordance with the new legislation.

We therefore endorse the recommendation of Mr. Jackson at this time and request Council's approval.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

Schedule "K" to Report No. 86
(Page 2)

AUG 17 1979

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE
City Solicitor
Our Ref. No. B-16

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

MEMORANDUM

TO: Mr. R.J. Hamilton,
Chief Administrative Officer

FROM: Mr. Norman C. Jackson,
City Solicitor

DATE: August 16, 1979

RE: Bill 103 - The Municipal Amendment Act

Enclosed please find a copy of Section 11 of this Bill, which proposes to add Section 469(a) to The Municipal Act. The effect of this provision, which other cities have applied for by special legislation in the past and obtained, is to allow the City to pass an amending by-law to add to the penalty section of any by-law the power to allow the Judge who hears the case to, in addition to imposing a fine, impose an Order prohibiting the continuation or repetition of the offence by the person convicted. In my experience this is a most useful section in the case of repeaters of violations of municipal by-laws, in particular the property standards by-law, the noise control by-law, the zoning by-law, and the dog and cat by-law, although it can be applied to others as well.

I recommend that the penalty section of the above noted by-laws be amended in accordance with this new legislation so that the Judge hearing the case in Provincial Court may make an Order prohibiting the continuation of the offence. If this power is implemented and the Judge makes such an Order and the Order is not obeyed, a person who violates the order could be brought back before the Court on charges of contempt and unless the matter was remedied, the person could be jailed or otherwise appropriately dealt with by the Court.

This amendment could greatly facilitate the administration of a number of City by-laws when individuals are fined and do not comply with the by-law and it is necessary to charge them again and again. A list of the by-laws that should be amended is included herewith. Bill 103 Received Royal Assent on June 22, 1979 and is now in effect.

Norman C. Jackson,
City Solicitor

NCJ/ks
Enclosures

129. For prohibiting, regulating and inspecting the discharge of any gaseous, liquid or solid matter into land drainage works, private branch drains and connections to any sewer, sewer system or sewage works for the carrying away of domestic sewage or industrial wastes or both, whether connected to a treatment works or not. Control of sewage

(*a*) A person appointed by the council to carry out inspections under this paragraph may, for the purpose of carrying out such inspections, enter in or upon any land or premises except land or premises being used as a dwelling at any time without a warrant, and may take such tests and samples as are necessary for the purposes of the inspection.

8. Clause *b* of paragraph 8 of section 363 of the said Act is repealed. s. 363, par. 8 (*b*), repealed

9. Subsection 2 of section 450 of the said Act, as amended by the Statutes of Ontario, 1971, chapter 81, section 5 and 1978, chapter 87, section 40, is repealed and the following substituted therefor: s. 450 (2), re-enacted

(2) No highway less than twenty metres in width shall be laid out by the council of the municipality without the approval of the Minister or by any owner of land without the approval of the council of the municipality and of the Minister. Width of highways

10. Paragraph 1 of section 454 of the said Act is repealed and the following substituted therefor: s. 454, par. 1, re-enacted

1. For leasing or licensing the use of untravelled portions of highways under the jurisdiction of the council, except highways that are extensions or connecting links of the King's Highway, to the owners or occupants of adjoining property for such consideration and upon such terms and conditions as may be agreed. Leasing and licensing untravelled portions of highways

11. The said Act is amended by adding thereto the following section: s. 469*a*, enacted

469*a*. Where any by-law of a municipality or of a local board thereof, passed under the authority of this or any other general or special Act, is contravened and a conviction entered, in addition to any other remedy and to any penalty imposed by the by-law, the court in which the conviction has been entered, and any court of competent jurisdiction thereafter, may make an order prohibiting the continuation or repetition of the offence by the person convicted. Power to restrain by order when conviction entered

12. Subsection 1 of section 517 of the said Act is repealed and the following substituted therefor: s. 517 (1), re-enacted

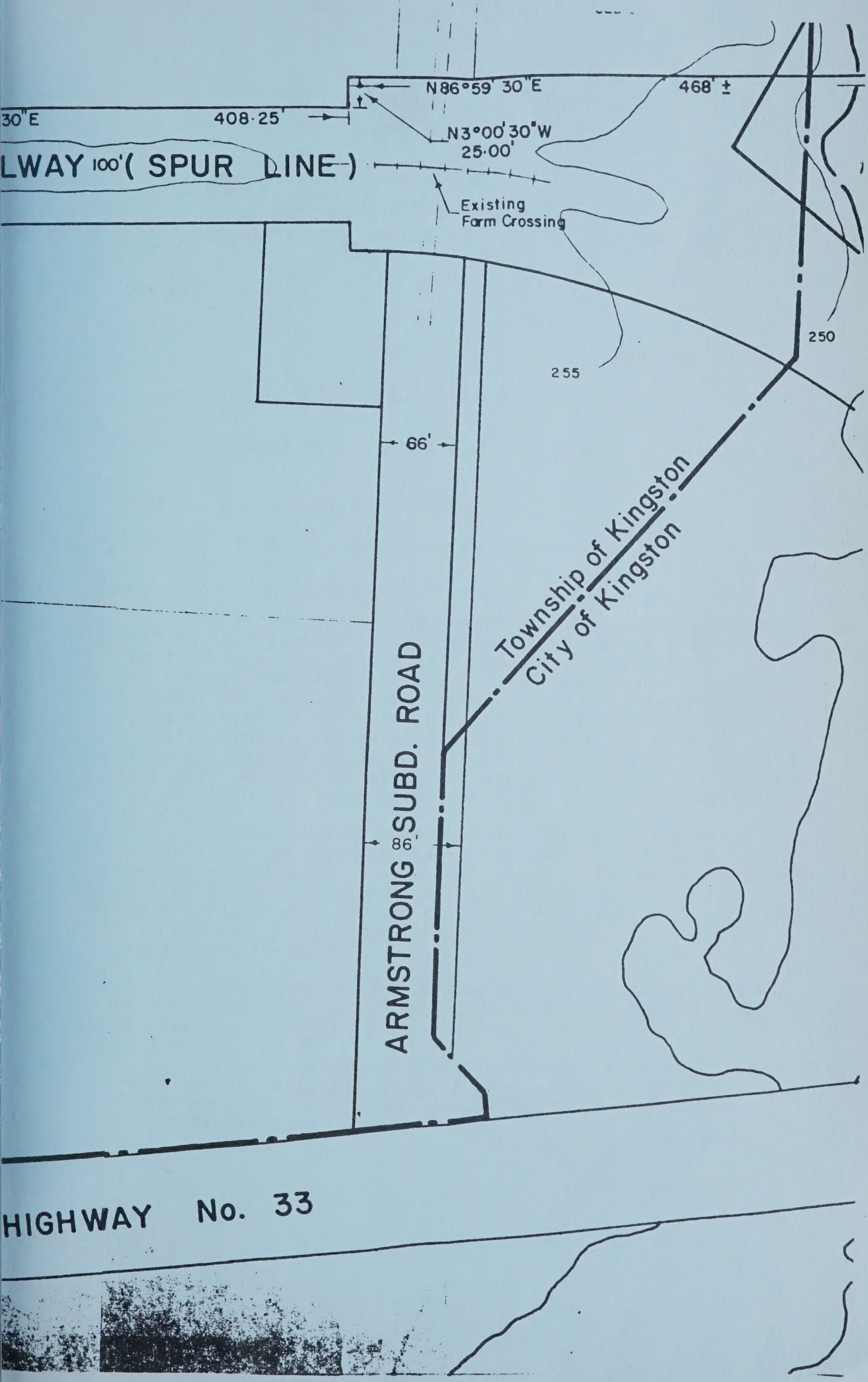
(1) The council of any municipality may by by-law provide that where the sum of the taxes for which any person is chargeable in Minimum tax

Schedule "K" to Report No. 86
(Page 4)

BY-LAWS TO BE AMENDED TO PROVIDE FOR NEW PROVISIONS IN PENALTY SECTIONS UNDER BILL 103 - THE MUNICIPAL AMENDMENT ACT, 1979

BY-LAW NO.	SUBJECT
3	Licencing Plumbers
7	Licencing (General)
8	Dogs and Cats
10	Streets
19	Parks
24	Traffic
39	General Penalties
2566	Electricians (Licencing)
2958	Signs (Licencing)
8499	Zoning
8597	Property Standards
9309	Noise Control
79-26	Smoking

Schedule "L" to Report No. 86
(Page 1)


30"E
408·25'
N86°59' 30"E
468' ±
N3°00'30"W
25·00'
LWAY 100'(SPUR LINE)
Existing
Farm Crossing
250
255
66'
Township of Kingston
City of Kingston
ARMSTRONG SUBD. ROAD
86'
HIGHWAY No. 33

Schedule "L" to Report No. 86
(Page 2)

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 3-6

August 14, 1979

MEMORANDUM

TO: Mayor Keyes and Members of Council

FROM: R.J. Hamilton, C.A.O.

RE: Filling - Armstrong Subdivision

We are forwarding herewith correspondence concerning this particular item, primarily a letter from Leslie G. Roberts, on behalf of the Little Cataraqui Environment Association dealing with these lands. The attached copy sets out the strip of land that is presently lying within the City of Kingston boundary together with a letter from Mr. Muirhead suggesting that the City deal with the Township whereby title to this land would be vested in the Township of Kingston who would in turn be responsible for any and all future maintenance for the said property.

Council will note that Mr. Tait has informed Mr. Muirhead that he intends to convey the road to the Township of Kingston. We understand from Mr. Muirhead that this matter was discussed with Mr. deLugt from the City Engineering Department and the said Department is recommending that the land in question become the jurisdiction of the Township of Kingston.

We would therefore recommend that Council instruct Administration to contact the officials from the Township of Kingston to finalize these matters immediately.

The question of fill etc. would necessarily remain under the jurisdiction of the Conservation Authority and the maintenance of the road would come under the jurisdiction of the Township of Kingston.

R.J. Hamilton,
C.A.O.

RJH/sd

Schedule "L" to Report No. 86
(Page 3)

AUG 9 1979

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE
Director of Planning and Urban Renewal

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

August 9, 1979.

MEMORANDUM TO: Mr. R.J. Hamilton,
Chief Administrative Officer.

Re: Filling - Armstrong Subdivision

Reference your memorandum of August 1st/79, I would like to make the following observations:

1) Attached is a drawing showing the Armstrong Road and its relationship to the boundary between the City and the Township. It should be noted that although this road is referred to as the Armstrong Subdivision Road, it is not in fact part of a subdivision and the group of houses to the west of the road are not part of a subdivision but occupy lots created by severances. Mr. Tait, the owner of the road and various properties east and west of the road, informs me that he intends to convey the road to the Township of Kingston including a portion which is actually within the City limits, shaded red on the drawing. The City probably would not want to accept dedication of this 20 ft. strip. One of two actions could be taken here.

(a) Where the road abuts the boundary line, 66 ft. could be deeded to the Township; or

(b) The Township could annex the 20 ft. from the City thus providing for a uniform road width of 86 ft. throughout which would be completely under Township jurisdiction.

2) It is my understanding that the filling in progress results from reconstruction of the Armstrong Road to accommodate water, sanitary sewer and pavement required for recent severances approved on Mr. Tait's lands and also

.. 2

August 9, 1979.

Mr. R.J. Hamilton,

for access to the Splinter subdivision north of the C.N.R. spur line. It is also my understanding that the construction was discussed with the Conservation Authority and that the Authority agreed that no fill permit was necessary since this is not filling but action occurring as a result of reconstruction of the road and the installation of water and sewer lines. It does not appear to me that this matter calls for any action on the part of the City since the amount of spillage from the reconstruction is minimal.

Yours very truly,

G. G. Muirhead

G.G. Muirhead, M.C.I.P.,
Director of Planning and
Urban Renewal.

GGM/mm
Encl.

JUL 31 1979

Mr. Hamilton
Chief Administrative Officer
City of Kingston
Kingston City Hall

Dear Mr. Hamilton:

Will you please refer this enclosed letter re Tait's fill of City flood plain to Council and send copies to the City aldermen.

Sincerely,
Leslie G Roberts
Leslie G. Roberts
203 Phillips Street
Kingston K7M 2Z9

203 Phillips Street
Kingston, Ontario, K7M 2Z9
July 30, 1979

Mr. John Parker
Secretary Treasurer
Cataraqui Region Conservation Authority
Glenburnie, Ontario, KOH 1SO

Dear Mr. Parker:

Re: Fill of flood plain on the east side of Armstrong Road.

The Little Cataraqui Environment Association (LCEA) would like to report a fill infraction on the Tait property near the Frontenac Mall. On the east side of Armstrong Road a border of about 20 feet of flood plain marsh has been filled to a depth of more than 6 feet. Silting is already occurring beyond the filled area.

We understand that this property is within the City limits, and if so the City as well as the Conservation Authority should be involved.

LCEA hopes that the Authority will act promtly to prevent any further fill, and that it will require that all illegal fill be removed. The cattails should recover from any damage that might be caused by removing the fill,and will be effective in alleviating run off sediments and pollution from adjacent commercial development, as well as forming as aesthetic greenbelt along the Creek.

We would expect that any widening of Armstrong Road will be on the west side and not in the cattails.

Sincerely,
Leslie G. Roberts
Leslie G. Roberts
(for the LCEA)

Copy to Mr. Hamilton,Chief Administrative Officer
City of Kingston

REPORT TO: Mr. R. J. Hamilton, Chief Administrative Officer.

FROM: K. G. Linseman, P.Eng., M.Sc., Administrator, Traffic, Streets and Parking Department.

DATE: August 21st, 1979.

SUBJECT Temporary Street Closing - Patrick Street from Balaclava Street to Quebec Street

ORIGIN Request from Kingston Jaycees (letter attached) to close Patrick Street to vehicular traffic on Monday, September 3rd, 1979 from 6:00 a.m. to 3:00 p.m.

ANALYSIS

1. The Kingston Jaycees are planning to hold their annual "Over-the-Hill" Soap Box Derby on Monday, September 3rd.
2. Traffic volumes are low on Patrick Street.
3. Previous closings for this event have caused no traffic problems.

ALTERNATIVES Kingston Jaycees had verbally suggested a Sunday morning this year, but were advised of possible conflict with St. John's Church services on Sunday morning.

EXISTING POLICY Permission has been granted by Council in past years to permit the temporary closing of Patrick Street for this annual event.

RECOMMENDATION That a by-law be presented to Council to grant permission to the Kingston Jaycees to temporarily close Patrick Street from Balaclava Street to Quebec Street to vehicular traffic on Monday, September 3rd, 1979 from 6:00 a.m. to 3:00 p.m. for community purposes.

:lk

K. G. Linseman, P.Eng., M.Sc.,
Administrator.

Schedule "M" to Report No. 86
(Page 2)

1979 08 22

Mr. Ken Linseman
Traffic & Streets Administrator
City of Kingston
City Hall
Kingston, Ontario

Dear Mr. Linseman

The Kingston Jaycees are planning to hold the annual "Over-the-hill" Soap Box Derby on Monday, September 3, 1979.

We would ask permission of the City of Kingston Traffic & Streets Department to use and block off Patrick Street from Balaclava Street to Quebec Street inclusive between the hours of 0600 Hrs. to 1500 Hrs. on the above date.

The necessary advance notice to the residents of that area indicating our intent will, of course, occur a couple of days prior to the event.

Trusting that everything is satisfactory and awaiting your reply at your earliest convenience, I remain

Yours truly

Richard Chown
Director, Community Services
Kingston Jaycees

549-5251

Schedule "N" to Report No. 86
(Page 1)

REPORT TO: Mr. R. J. Hamilton, Chief Administrative Officer.

FROM: K. G. Linseman, P.Eng., M.Sc., Administrator, Traffic, Streets and Parking Department.

DATE: August 21st, 1979.

SUBJECT Banner - Princess Street

ORIGIN Request from the Board of Management of the Grand Theatre to erect a banner across Princess Street between Montreal and Sydenham Streets, for the period September 20th, 1979 to October 14th, 1979.

ANALYSIS

1. The purpose of the banner is to note the celebration of the one hundredth birthday of the Grand Theatre.
2. It is planned to hold several special events in the theatre during this period.

RECOMMENDATION That, notwithstanding the provisions of By-law 10, permission be granted to the Grand Theatre Board of Management to erect a banner across Princess Street between Montreal and Sydenham Streets, for the period September 20th, 1979 to October 14th, 1979, to note the celebration of the one hundredth birthday of the Grand Theatre.

K. G. Linseman

:lk

K. G. Linseman, P.Eng., M.Sc.,
Administrator.

Schedule "O" to Report No. 86
(Page 1)

REPORT TO: Mr. R. J. Hamilton, Chief Administrative Officer.

FROM: K. G. Linseman, P.Eng., M.Sc., Administrator, Traffic, Streets and Parking Department.

DATE: August 23rd, 1979.

SUBJECT: Subsidy - Widening of Princess Street to Five Lanes from 196.28 metres (644') east of Portsmouth Avenue to 191.50 metres (628.3') west of the Parkway, including the widening of approaches to Princess Street on Portsmouth Avenue.

ORIGIN: Meeting with the Minister of Transportation and Communications on August 20th, 1979.

ANALYSIS

1) On August 20th, 1979 the Minister of Transportation and Communications received a delegation from the City, represented by Mayor Keyes, Alderman J. Gerretsen, Alderman M. Gorham, Alderman J. Clements, Alderman J. Clark, Alderman N. McArthur, Mr. R. J. Hamilton, Chief Administrative Officer and the Traffic, Streets and Parking Administrator. The City made a submission (attached) requesting that the entire widening of the Portsmouth Avenue approaches to Princess Street be subsidized to the extent of 75% as part of the connecting link proposal.

2) The Minister confirmed a compromise offer of the Regional Director (letter dated August 14, 1979 attached) that one-third of the work requested on Portsmouth Avenue would be eligible for 50% subsidy through a special supplementary request. The estimated cost of the work on Portsmouth Avenue is $72,000. One-third, or $24,000, would be eligible for 75% subsidy, that is, $18,000. The remaining $48,000 would be eligible for $24,000 supplementary subsidy for a total subsidy of $42,000. The compromise of Mr. Wigle was offered only on this job and not for future connecting link proposals.

3) After persistence by the City representatives and the Hon. Keith Norton, the Minister stated that he will refer the City's submission to the Strategic Policy Committee, composed of the Minister as Chairman, the Deputy Minister, the four Assistant Deputy Ministers, the Executive Director of the Secretariat and the Director of Legal Services, for a recommendation on a policy of the Ministry regarding the extent to which approach widenings, necessary for the proper interchange of traffic at intersections of the connecting link, will be eligible for subsidy. If the recommendation is favourable, the City will receive 75% subsidy for the entire approach widening on Portsmouth Avenue, that is, an additional $12,000, as well as on similar future projects.

4) This compromise offer is a vast improvement over the initial position of the Ministry (letter dated August 10th, 1979 attached), which was that the entire approach on Portsmouth Avenue would be charged to the normal construction subsidy allocation and subsidized at the rate of 50%, even though "right and left turn traffic lanes and tapers was recognized as being necessary for the efficient operation of the intersection". At that time, no offer was made to provide an additional supplementary allocation, which meant that the City would either have had to forgo any of the $54,000 subsidy or delete

important road projects such as the Montreal Street/ Stephen Street intersection improvement. The City has not received any supplementary subsidy for roads in the past ten years, other than the extension of Sir John A. Macdonald Blvd. from Union Street to King Street, just prior to the Olympics. Thus, the City, through persistent negotiation, has obtained an additional $42,000 subsidy from the initial position of M.T.C., and possibly the remaining $12,000 subsidy this year.

5) The Minister and Deputy Minister authorized the immediate calling of tenders for this project pending review of the City's submission by their senior staff. The Public Works Department is now advertising the tenders which will close on September 6th, 1979. A recommendation on the award of the tender will be made at the following Council meeting, hopefully, September 10, 1979.

6) It is important for the City to maintain its position regarding clause 5(1)(d) of the basic connecting link agreement, in order to obtain not only the additional $12,000 subsidy on the Portsmouth Avenue approaches, but even more important, on two future connecting link applications involving major widening and realigning of approaches on the following future projects:

   a) the widening of Division Street from Highway 401 eastbound ramp to Weller Avenue, including the realignment of two "T" intersections immediately south of the Highway 401 ramp;

   b) the channelization of the Ontario Street connecting link intersection at Place d'Armes.

   The total cost of widening and realigning approaches for these two projects could be in the neighbourhood of $200,000 which, under normal road subsidy, would receive only $100,000 subsidy; whereas, under connecting link subsidy, would receive $150,000, for an additional $50,000 subsidy. What is even more important is that the connecting link fund is separate from our normal road subsidy fund, which has not been increased for several years. Therefore, the net benefit would actually be $150,000 additional subsidy if the approaches are part of the connecting link, as our normal road subsidy is usually overspent, as has been the case in the last five years. It is also highly unlikely that the City will receive any future supplementary road subsidy.

ALTERNATIVE Consideration of appeal under the Proceedings Against The Crown Act, R.S.O. 1970, chapter 365.

EXISTING POLICY M.T.C. and former D.H.O. have approved the inclusion of necessary widening of approaches to connecting links for the past twenty years for the City of Kingston, as indicated in the submission to the Minister.

Schedule "O" to Report No. 86
(Page 3)

RECOMMENDATIONS

1) That By-law 79-169, a by-law to authorize the execution of a connecting link agreement with the Ministry of Transportation and Communications for the construction of Princess Street from 196.28 metres east of Portsmouth Avenue to 191.50 metres west of the Parkway, including the widening of approaches to Princess Street on Portsmouth Avenue, be amended by decreasing the Ministry's share by $12,000. and increasing the City's share by $12,000, so that the estimated cost will now read as follows:

Total estimated cost	$485,442.21
City's share	$135,610.55
M.T.C. share	$349,831.66,

subject to revision after the Ministry of Transportation and Communications review the City's submission on the eligibility of the remaining two-thirds of the widening on the Portsmouth Avenue approaches for connecting link subsidy of 75%.

2) That the Traffic, Streets and Parking Department budget be amended as follows:

	Increase	Decrease
Contributions from Revenue Fund Other Projects	$12,000	
Finance Contingency		$12,000

3) That the supplementary application of subsidy monies for the widening of two-thirds of the Portsmouth Avenue approaches to Princess Street connecting link, in the amount of $48,000, City's share, $24,000 and M.T.C. Share $24,000, be approved.

The 1979 budget is being amended so that sufficient monies will be available for the supplementary application if the City's request for the 75% connecting link subsidy for the remaining two-thirds of the approach widening on Portsmouth Avenue is refused.

K. G. Linseman

lk

K. G. Linseman, P.Eng., M.Sc.,
Administrator.

Telephone 546-4291

E CORPORATION OF
CITY OF KINGSTON
FICE OF THE MAYOR

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3

August 20th, 1979.

The Hon. James W. Snow,
Minister of Transportation
and Communications,
Ferguson Block,
Queen's Park,
Toronto, Ontario.

Dear Mr. Snow:

SUBJECT: Connecting Link Proposal,
Princess Street (Highway No. 2)

Please find attached a report from our Traffic and Streets Administrator, K. G. Linseman, P.Eng., M.Sc., regarding an urgent request to obtain your approval as soon as possible of the connecting link proposals as approved by City Council on August 13th and submitted to the District Municipal Engineer.

City Council feels strongly that the widening of the Portsmouth Avenue approaches to the Princess Street (Highway No. 2) connecting link is an integral part of this connecting link project, as explained to Mr. J. Lane, M.P.P., your Parliamentary Assistant, Mr. A. A. Ward, then Regional Municipal Engineer, Kingston Region, and Mr. B. H. Newington, at a meeting that you kindly arranged on February 20th, 1978.

Failure to obtain immediate approval of this connecting link proposal will make it impossible to begin construction this year. With inflation at about 10%, this means an increase in construction costs of about $50,000, of which the Province's share would be 75%, or about $38,000. This far outweighs the $12,000 subsidy which is being withheld at the present time.

As Mr. Linseman points out in his report, clause 5(1)(d) of the basic connecting link agreement dated May 25th, 1959 between the Minister of Highways for Ontario and the City of Kingston, provides that the cost of work which shall be paid by the Minister shall include the relevant cost of "constructing roadways or additional widths of roadways necessary to permit the proper interchange of traffic at intersections of the connecting link with any other highway". There is no doubt that the widening of the Portsmouth Avenue approaches is necessary to permit the proper interchange of traffic with the Princess Street connecting link.

Furthermore, clause 3(3) of the basic connecting link agreement provides that "upon the mutual acceptance and execution of any proposal the same shall become an appendix to and form part of this agreement. The Minister and his staff, without question, have approved six similar connecting link proposals with approach widenings, which now form part of the basic agreement.

It is the legal opinion of our City Solicitor, Mr. N. C. Jackson, that the City is entitled to rely on the wording in section 5(1)(d) in clear form. In Mr. Jackson's judgment, should the Province decide that there is any ambiguity in the agreement, the ambiguity would be resolved in favour of the City by a Court because of past practice which is now part of the agreement.

In my letter to you on February 17th, 1978, I pointed out that the traffic volumes on Princess Street in 1977 were in the order of 16,000 vehicles per day and operating at a Level "D" during peak hours. Due to increased traffic entering the City from Highway No. 2, the volumes have increased to 20,000 vehicles per day in 1979 and are operating at a Level "E" during peak hours. Also, there have been 25 accidents on the section of Princess Street in the vicinity of Portsmouth Avenue in the past year. Therefore, it is urgent that this project commence immediately.

Road contractors in the Kingston area are anxiously waiting to tender on this project to provide work for their employees this coming fall. Otherwise, employees may be laid off, which I am sure you share our desire to avoid.

The City has completed the documents of specifications, plans and AB-PR3 forms to the satisfaction of Ministry officials and are anxiously waiting to call tenders, subject to your approval of this connecting link proposal. It is hoped that you will provide a favourable decision at our meeting on Monday, August 20th, 1979, in order that Mr. T. W. Murphy, District Municipal Engineer, can process the proposals as submitted.

Yours very truly,

Ken Keyes

Ken Keyes,
Mayor.

:lk

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE
Traffic, Streets and
Parking Department.

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

August 17th, 1979.

MEMORANDUM TO: Mayor Ken Keyes and Members of Council.

FROM: K. G. Linseman, P.Eng., M.Sc., Administrator.

SUBJECT: Connecting Link Agreement - Widening of Princess Street from 196.28 meters east of Portsmouth Avenue to 191.50 meters west of the Parkway, including the widening of approaches to Princess Street on Portsmouth Avenue.

As requested by Mayor Ken Keyes and the Chief Administrative Officer, Mr. R. J. Hamilton, following is my report on the recently developed delay to the commencement of the widening of the section of Princess Street as shown in Appendix A, in which the connecting link routes are coloured red.

The widening project has been delayed because the new Regional Municipal Engineer, M. J. Cook, has withheld 75% subsidy for the widening of the Portsmouth Avenue approaches to Princess Street as part of the connecting link. Appendix B shows the functional design of the project, with the Portsmouth Avenue approaches coloured yellow.

At a meeting with W. G. Wigle, Regional Director, and Mr. Cook on August 13th, 1979, a compromise was offered that one-third of the approach widening on Portsmouth Avenue would be eligible for 75% connecting link subsidy and the remaining two-thirds of the Portsmouth Avenue approach would be provided with a 50% supplementary subsidy. The City's share on the approaches would be increased by $12,000 from $18,000 to $30,000 in the proposed compromise.

If the City proceeded with this project under the proposed compromise, the City would have to apply to the Ontario Municipal Board again for approval of $12,000 in excess of the $169,500 approved by the Ontario Municipal Board on July 25th, 1979 (Appendix C). It is expected that this procedure would cause at least six weeks' delay in calling tenders, which would make it impossible to commence construction this year.

The withholding of 75% subsidy for the Portsmouth Avenue approaches was unexpected, as the Portsmouth Avenue intersection was emphasized as the major cause of congestion in this section of the Princess St. connecting link at a meeting of City officials with Mr. J. Lane, M.P.P., Parliamentary Assistant to the Minister of Transportation and Communications, and M.T.C. officials, including Mr. A. A. Ward, then Regional Municipal Engineer, at the Minister's suite during the O.G.R.A. Convention on February 20th, 1978. At that meeting, Mr. Ward confirmed the severe congestion at Princess Street and Portsmouth Avenue. The functional design of the widening of Princess Street and the Portsmouth Avenue approaches as part of the connecting link proposal (shown in Appendix B) was outlined at that meeting. No objections were raised by Mr. Ward, Regional Municipal Roads Engineer, or by any other M.T.C. official, to the inclusion of Portsmouth Avenue approaches as part of this connecting link proposal. The City also suggested that the M.T.C. request for

a $400,000 bridge in this section of Princess Street be postponed indefinitely until a proven need was demonstrated, which reduced the amount of 75% subsidy by $300,000. It is upsetting that a subsidy amount of only $12,000 has suddenly been withheld at this late date.

The City has always been careful of costs, whether City or Provincial, as it is all taxpayers' money. A few years ago the Transportation Committee, with Mr. Keith Norton as one of its members, made a similar suggestion on the Bath Road bridge, but this was not accepted by M.T.C. at that time.

It appears that the new Regional Municipal Engineer has given little consideration to the terms contained in the basic connecting link agreement dated May 25th, 1979 between the Minister of Highways for Ontario and the City of Kingston (attached as Appendix D). In particular, clause 5(1)(d) provides that the cost of the work which shall be paid by the Minister shall include the relevant costs of "constructing the roadways or additional widths of roadways necessary to permit the proper interchange of traffic at intersections of the connecting link with any other highway". It is this clause under which the Minister has duly executed six previous connecting link proposals which included the widening of approaches to connecting links, as follows:

1) Widening of the south Counter St. approach to the connecting link intersection at Counter Street and Division Street.

2) Widening of the west Counter Street approach to the intersection of Sir John A. Macdonald Blvd. and Counter Street.

3) Widening of both Portsmouth Avenue approaches to Bath Road.

4) Widening of the Palace Road approach to Bath Road.

5) Widening of the Concession Street approach and the new roadway to the Princess Street/Bath Road intersection (formerly the Traffic Circle).

6) Widening of the north Victoria Street approach to Princess Street.

Appendix E shows in yellow the approaches approved for each of the above connecting link proposals. It is interesting to note that Appendix F, the connecting link proposal for the Counter Street/ Division Street intersection, was administered by Mr. A. A. Ward, Regional Municipal Engineer, and duly executed by the Deputy Minister on behalf of the Minister on March 28th, 1977. The other five connecting link proposals were administered and approved by M.T.C. Head Office in Downsview before the Regions became responsible for administering connecting links. Is it possible that the new Regional Municipal Engineer is unaware of the significance of section 3(3) of the basic connecting link agreement, which states, "upon the mutual acceptance and execution of any proposal, the same shall become an appendix to and form part of this agreement and shall be carried out in accordance with its terms and provisions". Therefore, the six similar previous connecting link proposals approved by Ministry staff and the Minister became a part of this basic connecting link agreement dated May 25th, 1959.

The Minister's approval and prior approval of Ministry staff of these approach widenings were obtained without question or hesitation as permitted under clause 5(1)(d) of the basic connecting link agreement. These approach widenings were considered essential to the successful operation of the connecting link; however, these six approach widenings were the only ones requested in the past twenty years from the more than sixty intersections along the connecting link routes within the City.

The City considers the addition of turning lanes on the Portsmouth Avenue approaches to Princess Street as absolutely essential to the successful operation of Princess Street as a Provincial connecting link highway. Not only have there been 25 accidents in the past year on Princess Street in the vicinity of Portsmouth Avenue, Princess Street is also operating at a Level "E" during even peak hours, due to the lack of capacity at the intersection of Portsmouth Avenue. The addition of turning lanes and the conversion of the fixed time traffic signal to a three phase fully actuated signal system should allow the City to handle the Provincial traffic coming from Highway No. 2 into the City.

The report of the City Solicitor (Appendix G) confirms that the City's claim is in accordance with the basic connecting link agreement dated May 25th, 1959 and approved by the Province in six similar previous connecting link proposals, and states that the City is entitled to rely on the wording of section 5(1)(d) in its clear form, and should the Province decide that there is any ambiguity in the agreement, the ambiguity would be resolved in favour of the City by a Court because of past Provincial practice, which is now part of the basic agreement.

The City is requesting Ministerial approval of the Portsmouth Ave. approaches as part of the connecting link proposal since this proposal also becomes part of the basic connecting link agreement and, if not approved, could jeopardize the City's applications for two future connecting link proposals involving the widening of approaches or returns in order to permit proper interchange of traffic at a connecting link intersection. One proposal, Appendix H(1), is the proposed widening of Division Street from the Highway 401 eastbound ramp to Weller Avenue, including the realigning of two "T" intersections immediately south of the Highway 401 ramp; namely, Benson Street and Dalton Avenue. The realignment of Benson Street and Dalton Avenue to meet each other at Division Street is absolutely necessary to permit the proper interchange of traffic at the intersection of the Division Street connecting link. This connecting link proposal of the widening of Division Street, with the realignment of Benson and Dalton Streets, should be constructed in 1981, in order to accommodate the increased Provincial traffic from Highway 401.

The other future connecting link proposal, Appendix H(2), which is urgently required now but has been delayed by the City due to a proposed abutting redevelopment (including the OHIP building) which may affect the design or alignment, is the intersection improvement of Ontario Street connecting link at Place d'Armes. This improvement is necessary in order to properly handle the increased Provincial traffic on Highway No. 2 crossing the causeway into the Central Business District.

It is hoped that the above submission will be of assistance in establishing the validity of the City's claim, and that the Hon. James W. Snow, Minister of Transportation and Communications, and his staff will make a favourable decision and approve the connecting link proposal as submitted.

K. G. Linseman

lk

K. G. Linseman, P.Eng., M.Sc.,
Administrator.

Schedule "O" to Report No. 86
(Page 9)

Ontario

Ministry of
Transportation and
Communications

Postal Bag 4000
KINGSTON, Ontario
K7L 5A3

August 10, 1979

Mr. Ken Linseman
Traffic & Streets Administrator
City of Kingston
City Hall
KINGSTON, Ontario

Dear Sir:

RE: City of Kingston
Connecting Link
Princess Street - Bath Road
Intersection

As requested by you, I am forwarding this letter as confirmation of discussions held with our Regional Municipal Engineer, M. J. Cook, and our Head Office Programs Engineer, L. O. Fiander.

It was the decision of Mr. Cook, confirmed by Mr. Fiander, that Connecting Link subsidy on the Princess Street - Portsmouth Avenue intersection would be restricted to the ends of the returns from Princess onto Portsmouth. These would cover approximately 50 feet of construction on Portsmouth Avenue only.

While you did not concur with this decision, Mr. Cook and Mr. Fiander pointed out that this was current policy as per conditions of the basic agreement.

The remainder of the Portsmouth Avenue reconstruction which covered right and left turn traffic lanes and tapers was recognized as being necessary for the efficient operation of the intersection and will be covered at the normal subsidy rate for the City of Kingston.

Yours truly,

T. W. Murphy
District Municipal Engineer

TWM/mg

c.c.: Mr. M. J. Cook

Ontario

Ministry of
Transportation and
Communications

Postal Bag 4000,
Kingston, Ontario,
K7L 5A3,

August 14, 1979.

Mr. K. G. Linseman,
Traffic and Streets Administrator,
City of Kingston,
City Hall,
216 Ontario Street,
Kingston, Ontario, K7L 2Z3.

Dear Mr. Linseman:

This is to confirm in writing the offer made at our meeting of Monday, August 13th, to resolve the matter of Connecting Link Subsidy for the work required on Portsmouth Avenue at Princess Street.

The estimated cost of the work on Portsmouth Avenue is $72,000. Our initial position was that this work should all be charged to the normal construction subsidy allocation and subsidized at the rate of 50%. An offer was made to provide an additional supplementary allocation of $36,000 to cover this item.

As a compromise we are prepared to consider one-third of the work required on Portsmouth Avenue as chargeable to the connecting link job. This means the City of Kingston's share would be 25% of $24,000 or $6,000 plus 50% of $48,000 or $24,000 for a total cost of $30,000. We would approve a request for supplementary subsidy of $24,000 to guarantee normal subsidy on this work.

This compromise is offered only on this job and for future Connecting Link work the Connecting Link Subsidy will apply only to the return to existing streets to meet the existing grade. This policy is applied to all our Connecting Link jobs in Eastern Region and across the Province.

Yours truly,

W. G. Wigle,
Regional Director.

WGW/MJC/lr

REPORT NO. 87

To the Mayor and Aldermen: August 22nd, 1979

The Gasoline Advisory Committee reports and recommends as follows:

1. That the Extended Hours Rotation Schedule for gasoline service stations be amended to permit 401 and Division Shellwash service station, 1213 Division Street, to remain open until 10 p.m. each day, 7 days a week, for the period August 27th, 1979 to September 30th, 1979, rather than operate 24 hours a day during that period. (See attached Schedule "A").

   (See By-Law 23, No. 79-195)

Respectfully Submitted,

Chairman.

Schedule "A" to Report No. 87
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE
Gasoline Advisory Committee

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

August 22nd, 1979.

MEMORANDUM TO: Mr. R. J. Hamilton, C.A.O.

SUBJECT: By-law 1998, Hours of Operation for Gasoline Service Stations

By-law 1998 was amended recently to permit certain gasoline service stations to remain open 7 days a week, either for 24 hours a day or from 7 a.m. to 10 p.m., for the period June 1st, 1979 to September 30th, 1979, subject to Council approval of application for such extended hours.

Mr. B. Francis, representative of Shell Oil Limited, has requested a change in the hours of operation for the 401 and Division Shellwash from 24 hours a day to the 10 p.m. closing time. Mr. Francis reports that the 24 hour operation has not proved to be economical.

A telephone poll of the Gasoline Advisory Committee members resulted in agreement with the proposal.

It is, therefore, recommended to Council that the Extended Hours Rotation Schedule be amended to provide that 401 and Division Shellwash service station, 1213 Division Street, remain open from 7 a.m. to 10 p.m., 7 days a week, for the period August 27th, 1979 to September 30th, 1979, rather than operate 24 hours a day during that period.

Lila Kitching

:lk

Lila Kitching,
Secretary,
Gasoline Advisory Committee.

cc: Alderman G. Webb,
Chairman, Gasoline
Advisory Committee.

COMMITTEE OF THE WHOLE (Cont'd)

(B) That Council Rise from the Committee of the Whole and the Chairman Report.

REPORT OF THE COMMITTEE OF THE WHOLE

(C) That the Report of the Committee of the Whole be adopted, approved and confirmed.

MOTIONS

(1) Moved by Alderman Tarnowecky,
Seconded by Alderman Gerretsen,

That the condolences of Council be extended to the family of the Late Right Honourable John Diefenbaker, a Great Canadian and a Statesman.

NOTICE OF MOTIONS

(1) Moved by Alderman Webb,
Seconded by Alderman Lampropoulos,

That the City of Kingston request a study of market value 1975 by Provincial Assessment Officials to determine the feasibility of implementing equalized assessment in the City of Kingston. It is expected that there will be no financial obligation by the City and the Council can in turn study the results before making any decision to proceed further.

BY-LAWS

(A) That By-Laws 1 to 24 be given their First and Second Readings.

(B) That Rule No. 35 of By-Law No. 1 be suspended for the Purpose of Giving By-Laws 7 to 24 their Third Reading.

(C) That By-Laws 7 to 32 be given their Third Reading.

* * *

(1) A By-Law to Regulate the Proceedings of the Municipal Council of the Corporation of the City of Kingston (1979 Revision).

(FIRST AND SECOND READINGS) Proposed No. 79-173

(Clause 1, Report No. 84, 1979)

(2) A By-Law to Amend By-Law No. 8499, "Restricted Area Zoning By-Law of the Corporation of the City of Kingston" (Convert to Metric Units as Provided for in Section 45a of The Planning Act).

(FIRST AND SECOND READINGS) Proposed No. 79-174

(Clause 3, Report No. 85, 1979)

BY-LAWS (Cont'd)

(3) A By-Law to Authorize the Reconstruction of Certain Sidewalks Under the General Rate.

(FIRST AND SECOND READINGS) Proposed No. 79-175

(Clause 6, Report No. 86, 1979)

(4) A By-Law to Authorize the Reconstruction of a Concrete Sidewalk 1.5 m wide in (1) Brock Street north side from Napier Street to easterly 112.47 m and (2) Napier Street east side from Brock Street to northerly 4.876 m under the Provisions of Section 7 of the Local Improvement Act.

(FIRST AND SECOND READINGS) Proposed No. 79-176

(Clause 8, Report No. 86, 1979)

(5) A By-Law to Authorize the Construction of a 400 mm Watermain on the East Side of Ontario Street from Clarence Street to Johnson Street under the Provisions of Section 7 of the Local Improvement Act.

(FIRST AND SECOND READINGS) Proposed No. 79-177

(Clause 9, Report No. 86, 1979)

(6) A By-Law to Authorize the Reconstruction of a Concrete Sidewalk 1.5 m wide in Princess Street North Side from 24.50 m West of Alfred Street to westerly 36.42 m under the Provisions of Section 7 of the Local Improvement Act.

(FIRST AND SECOND READINGS) Proposed No. 79-178

(Clause 11, Report 86, 1979)

(7) A By-Law to Amend By-Law No. 5920, "A By-Law to Provide for the Licensing of Plumbing Contractors and Master Plumbers in the City of Kingston and for the Repeal of By-Law No. 3222" (Amend Penalty Clause pursuant to Section 469(a) of the Municipal Act, R.S.O. 1970, as amended).

THREE READINGS Proposed No. 79-179

(Clause 16, Report No. 86, 1979)

(8) A By-Law to Amend By-Law No. 7, "A By-Law to Licence and Regulate Certain Trades" (Amend Penalty Clause pursuant to Section 469(a) of the Municipal Act, R.S.O. 1970, as amended).

THREE READINGS Proposed No. 79-180

(Clause 16, Report No. 86, 1979)

(9) A By-Law to Amend By-Law No. 8, "A By-Law to Provide for the Licencing and Regulation of Dogs and Cats and for the Control of Animals Suspected of Having Rabies" (Amend Penalty Clause pursuant to Section 469(a) of the Municipal Act, R.S.O. 1970, as amended).

THREE READINGS Proposed No. 79-181

(Clause 16, Report No. 86, 1979)

BY-LAWS (Cont'd)

(10) A By-Law to Amend By-Law No. 10, "A By-Law Respecting Streets" (Amend Penalty Clause pursuant to Section 469(a) of the Municipal Act, R.S.O. 1970, as amended).

THREE READINGS Proposed No. 79-182

(Clause 16, Report No. 86, 1979)

(11) A By-Law to Amend By-Law No. 19, "A By-Law to Provide for the Regulation Use of Parks and Recreational Facilities of the Corporation" (Amend Penalty Clause pursuant to Section 469(a) of the Municipal Act, R.S.O. 1970, as amended).

THREE READINGS Proposed No. 79-183

(Clause 16, Report No. 86, 1979)

(12) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of theCity of Kingston subject to the Provisions of the Highway Traffic Act" (Amend Penalty Clause pursuant to Section 469(a) of the Municipal Act, R.S.O. 1970, as amended).

THREE READINGS Proposed No. 79-184

(Clause 16, Report No. 86, 1979)

(13) A By-Law to Amend By-Law No. 39, "A By-Law to Provide for a Penalty and a Summary Remedy for the Breach of any By-Law" (Amend in accordance with Section 469(a) of the Municipal Act, R.S.O. 1970, as amended).

THREE READINGS Proposed No. 79-185

(Clause 16, Report No. 86, 1979)

(14) A By-Law to Amend By-Law No. 2566, "A By-Law to Provide for the Licensing of Electricians in the City of Kingston" (Amend Penalty Clause pursuant to Section 469(a) of the Municipal Act, R.S.O. 1970, as amended).

THREE READINGS Proposed No. 79-186

(Clause 16, Report No. 86, 1979)

(15) A By-Law to Amend By-Law No. 2958, "A By-Law to Provide for the Regulation, Control, Inspection and the Licencing of Signs" (Amend Penalty Clause pursuant to Section 469(a) of the Municipal Act, R.S.O. 1970, as amended).

THREE READINGS Proposed No. 79-187

(Clause 16, Report No. 86, 1979)

(16) A By-Law to Amend By-Law No. 8499, "Restricted Area(Zoning By-Law) of the Corporation of the City of Kingston" (Amend Penalty Clause pursuant to Section 469(a) of the Municipal Act, R.S.O. 1970, as amended).

THREE READINGS Proposed No. 79-188

(Clause 16, Report No. 86, 1979)

(17) A By-Law to Amend By-Law No. 8597, "Property Standards By-Law" (Amend Penalty Clause pursuant to Section 469(a) of the Municipal Act, R.S.O. 1970, as amended).

THREE READINGS Proposed No. 79-189

(Clause 16, Report No. 86, 1979)

(18) A By-Law to Amend By-Law No. 9309, "A By-Law of the Corporation of the City of Kingston to Control Noise" (Amend Penalty Clause pursuant to Section 469(a) of the Municipal Act, R.S.O. 1970, as amended).

THREE READINGS Proposed No. 79-190

(Clause 16, Report No. 86, 1979)

BY-LAWS (Cont'd).

(19) A By-Law to Appoint Marion Houghton as Acting Clerk Pro Tempore to Carry Out the Duties of the Clerk whenever the Clerk is Unable to Carry On His Duties Through Illness or Otherwise.

(THREE READINGS) Proposed No. 79-191

(Clause 3, Report No. 86, 1979)

(20) A By-Law to Amend By-Law No. 79-26, "A By-Law Respecting Smoking" (Amend Penalty Clause pursuant to Section 469(a) of the Municipal Act, R.S.O. 1970, as amended).

THREE READINGS Proposed No. 79-192

(Clause 16, Report No. 86, 1979)

(21) A By-Law to Temporarily Close Patrick Street from Balaclava Street to Quebec Street on Monday, September 3, 1979, from ça.m. to 3 p.m. for Community Purposes.

THREE READINGS Proposed No. 79-193

(Clause 18, Report No. 86, 1979)

(22) A By-Law to Amend By-Law No. 79-169, "A By-Law to Authorize the Execution of a Proposal and Estimate of Cost Pursuant to an Agreement with Her Majesty the Queen in Right of the Province of Ontario, as Represented by the Minister of Transportation and Communications, Entered into under The Public Transportation and Highway Improvement Act, R.S.O. 1970, Chapter 201.

THREE READINGS Proposed No. 79-194

(Clause 19, Report No. 86, 1979)

(23) A By-Law to Amend By-Law No. 1998, "A By-Law to Require the Closing of Gasoline Service Stations During Certain Hours" (Permit 401 and Division Shellwash Service Station to remain open until 10 p.m. each day, 7 days a week, for the period August 27th 1979 to September 30th 1979 rather than operate 24 hours a day during that period).

THREE READINGS Proposed No. 79-195

(Clause 1, Report 87, 1979)

(24) A By-Law to Confirm the Procedures of Council at its meeting held on August 27th 1979.

THREE READINGS Proposed No. 79-196

(City Council Meeting No. 33)

(25) A By-Law to Authorize the Construction of Improvements to Runway 06R-24L at the Norman Rogers Airport (General Rate)

THIRD READING Proposed No. 79-117

(Clause 13, Report No. 63, 1979,
and
Clause 14, Report No. 86, 1979)

BY-LAWS (Cont'd)

(26) A By-Law to Authorize the Reconstruction of the Concrete Sidewalk on the West Side of Grey Street from 23.6 m North of Concession Street Northerly 30.48 m under the Provisions of Section 7 of the Local Improvement Act. (Petition)

THIRD READING Proposed No. 79-143

(Clause 6(a), Report No. 74, 1979)

(27) A By-Law to Authorize the Reconstruction of the Concrete Sidewalk on the East Side of Wellington Street from 1.83 m North of Queen Street Northerly 56.16 m under the Provisions of Section 7 of The Local Improvement Act. (Petition)

THIRD READING Proposed No. 79-144

(Clause 6(b), Report No. 74, 1979)

(28) A By-Law to Authorize the Reconstruction of the Concrete Sidewalk on the North Side of Brock Street from King Street Easterly 12.95 m under the Provisions of Section 7 of The Local Improvement Act. (Petition)

THIRD READING Proposed No. 79-145

(Clause 6(c), Report No. 74, 1979)

(29) A By-Law to Authorize the Reconstruction of the Concrete Sidewalk, Including Reconstruction of Boulevard and Concrete Curb, on the North Side of Brock Street from Ontario Street Easterly 37.8 m under the Provisions of Section 7 of The Local Improvement Act. (Petition)

THIRD READING Proposed No. 79-147

(Clause 6(e), Report No. 74, 1979)

(30) A By-Law to Authorize the Construction of a 7.93 m Wide Asphalt Pavement, with Curbs, Gutters and Boulevards, on Indian Road from Glengarry Road to McMichael Street under the Provisions of Section 7 of The Local Improvement Act. (Petition)

THIRD READING Proposed No. 79-149

(Clause 6(g), Report No. 74, 1979)

(31) A By-Law to Authorize the Construction of a 7.93 m Wide Asphalt Pavement, with Curbs, Gutters and Boulevards, on Dorance Street from Victoria Street Easterly to the End under the Provisions of Section 7 of The Local Improvement Act. (Petition)

THIRD READING Proposed No. 79-150

(Clause 6(h), Report No. 74, 1979)

(32) A By-Law to Amend By-Law No. 14, "A By-Law Relating to Sewers and Drains" (Storm Drainage - Hotel Dieu Hospital; Mills Office Suppliers Ltd. and M.J. Ottenhof).

THIRD READING Proposed No. 79-165

(Clauses 6, 7 & 27, Report No. 81, 1979)

UNFINISHED BUSINESS

COMMITTEE OF THE WHOLE "IN CAMERA"

(A) That Council adjourn to the Alderman's Lounge and resolve itself into the Committee of the Whole NOT OPEN TO THE PUBLIC to discuss the following motions with regard to the acquisition of the Macdonald School site:

"Moved by Alderman Webb
Seconded by Alderman McArthur

That the Frontenac County Board of Education be notified that the City of Kingston is not interested in acquiring the Macdonald School site at this time.

(See following motion to table approved at Meeting No. 32.)

Moved by Alderman Timmins
Seconded by Alderman Lampropoulos

That the motion of Ald. Webb and Ald. McArthur be tabled for two weeks."

CARRIED

(B) That Council rise from the Committee of the Whole and the Chairman report.

REPORT OF THE COMMITTEE OF THE WHOLE

(C) That the Report of the Committee of the Whole be adopted, approved, and confirmed.

ADJOURNMENT

UEEN'S UNIVERSITY LIBRARY
DOCUMENTS DEPARTMENT
SEP 10 1979

CITY COUNCIL MEETING NO. 33

The regular meeting of City Council was held on Monday, August 27, 1979, in the Council Chamber, City Hall, at 7:00 p.m. His Worship Mayor Keyes presided.

ROLL CALL

Mayor Keyes, Ald. Bishop, Ald. Clark, Ald. Clements, Ald. Gerretsen, Ald. Gorham, Ald. Hawkins, Ald. Lampropoulos, Ald. Matthews, Ald. McArthur, Ald. Tarnowecky, Ald. Timmins, Ald. Webb (13)

MINUTES

Moved by Ald. Clark,
Seconded by Ald. Clements,

That the Minutes of Meeting Nos. 31 and 32, held on Monday, August 13, 1979, and Tuesday, August 14, 1979, be confirmed.

PETITIONS

COMMUNICATIONS

Council consented to the addition of Communication Numbers 486 to 494.

Filed

(465) From the Ministry of the Attorney General acknowledging notification that the City of Kingston did not endorse the resolution of the Town of Seaforth petitioning the Attorney General of Ontario to conduct an aggressive and thorough study of time-consuming court room procedures prevalent in Ontario courts, and further to analyze sentences being handed down from the Bench for various crimes. *(R78 (12) 79)*

(File No. 19-7)

(Note: Copies distributed to Members of Council.)

For Distribution to all Aldermen for Names to be Submitted to Mayor Keyes

(466) From the Council of Regents for Colleges of Applied Arts and Technology, notifying that the term of Mr. J.F. Whiting, the City of Kingston's Appointee to the Board of Governors of the St. Lawrence College of Applied Arts and Technology will expire on December 31, 1979. Since Mr. Whiting has served the maximum eight continuous years established by regulation in 1976, he is not eligible to be reappointed at this time. It is requested that the City appoint a representative for the term January 1, 1980, to December 31, 1983, and notify Ms. Jo Ann Poglitsh, Executive Secretary, as soon as possible.

(File No. 3-10.1)

A4
ON
K1G A05
M31

COMMUNICATIONS (Cont'd)

Filed

(467) Copy of a letter from the Ministry of Community and Social Services to Presidents and Local Directors of all Ontario Children's Aid Societies notifying of the Ministry's 1979-1980 child welfare allocation and the funding of child care volume increases in 1979.

(File No. 3-4)

(Note: Copy distributed to all Members of Council.)

Referred to the Planning Board

(468) From Mr. T.R. Wilcox, Wilcox & McNeill, Barristers and Solicitors, notifying that on behalf of the Melville E. Binnington Estate, he had filed an objection to the Ministry of Housing with regard to the City of Kingston's application for the approval of Amendment No. 1 to the Official Plan for the City of Kingston which basically concerns the industrial park north of Counter Street in the City of Kingston.

(File No. 16-1.1 #1)

(Note: Copy distributed to all Members of Council.)

(469) From Mr. T.R. Wilcox, Wilcox & McNeill, Barristers and Solicitors, notifying that, on behalf of his client, Winnifred A. Binnington, he had forwarded an objection to the Ministry of Housing with regard to the City of Kingston's application for the approval of Amendment No. 1 to the Official Plan for the City of Kingston which basically concerns the industrial park north of Counter Street in the City of Kingston.

(File No. 16-1.1 #1)

(Note: Copy distributed to all Members of Council.)

Filed

(470) From Mr. Malcolm Rowan, Deputy Minister, Ministry of Energy, acknowledging receipt of a letter from the City of Kingston notifying that City Council had endorsed the resolution of the Township of Hawkesbury recommending an extension of the daylight savings time to include the month of April. Mr. Rowan notifies in his letter that the Ministry cannot endorse this resolution and sets forth several reasons for not doing so. *(R78 (7) 79)*

(File No. 19-7)

(Note: Copy distributed to all Members of Council.)

Which has been referred to the Commissioner of Works

(471) From Mr. E. Baldock, Chairman, Study Group on Voluntary Operator Certification, Municipal Engineers Association, notifying that the association, with the concurrence of the Ontario Ministry of the Environment, has established a study group to evaluate the feasibility of implementing a voluntary certification program for operators of water and waste water facilities based on guidelines recommended to the provinces by the Federation of Associations on the Canadian Environment. It is requested that the City of Kingston approve a resolution agreeing in principle to the

COMMUNICATIONS (Cont'd)

(471 Cont'd)

implementation of a voluntary certification program for operators of water and waste water facilities.

(File No. 20-3.7)

Filed

(472) From Mr. Frank Miller, Treasurer of Ontario, acknowledging receipt of a copy of the resolution passed by City Council with regard to payments in lieu of taxes made under Section 304 of the Municipal Act and notifying that the Ministry supports the principle of increasing provincial payments in lieu and eventually full payments in lieu of tax on provincial property as envisaged in the property tax reform proposals, but at this time such an increase in provincial expenditure is just not feasible. *(R65 (1) 79)*

(File No. 19-7)

For Distribution to all Members of Council for Names to be submitted to Mayor Keyes

(473) From Ms. Lynn Haver, Secretary, Downtown Core Committee, notifying that Mrs. Kaaren Brown has resigned from the Downtown Core Committee since her husband and family will be going to Europe on sabatical leave. Mrs. Brown was appointed to the Committee as a representative from the public at large.

(File No.4-3.4)

Which has been Referred to the Planning Board and will be Referred to the Housing Subcommittee

(474) From the Ministry of Housing, Ontario Housing Corporation, forwarding a copy of the 1980 Annual Housing Review. An eight part questionnaire includes sections on non-profit, assisted rental, rent supplement and rural senior citizen rental, housing programs, as well as the municipal land development and municipal housing statement programs. The Ministry requests receipt of a copy of AHR '80, endorsed by Council, by September 30, 1979.

(File No. 8-3.9)

Filed

(475) Statement of Revenue & Expenditures for the month of June, 1979, from the Public Utilities Commission of the City of Kingston, Transit Department, showing the following deficits:

	1979 Budget Estimates	1979 To Date	Month of June 1979	1978 To Date
General Operating Deficit:	$808,443	$392,625	$91,217	$315,215
Debentures:	27,645	13,823	2,304	13,845
Total Operating Deficit:	$836,088	$406,448	$93,521	$329,060

(File No. 17-11.2)

COMMUNICATIONS (Cont'd)

Which has been Referred to Rideaucrest Home Committee

(476) Resolution from the Corporation of the City of Chatham requesting endorsation of a resolution requesting the Ministry of Community and Social Services to change the statutes and regulations to permit the use of accumulated comfort allowance in excess of $500 to be applied against outstanding arrears of maintenance while a resident of the Home or after discharge from the same.

(File No. 19-7)

Filed

(477) From the Ministry of Intergovernmental Affairs a Progress Report on the "The Municipal-Provincial Partnership in Ontario".

(File No. 17-9)

(Note: Copy has been distributed to all Members of Council.)

(478) From the Bureau of Municipal Research a brief on "Understanding Metro's Transit Problems".

(File No. 2-6)

(Note: Copy has been distributed to all Members of Council.)

(479) From the Liquor Licence Board of Ontario notifying that application has been made by Leonard's Junction Restaurant, 540 Bath Road, Kingston, Ontario, for a dining room licence and a patio dining room licence. The application has been scheduled for a public hearing and City Council will be notified of the date, time and place.

(File No. 12-6)

Referred to Planning Board

(480) From the Cataraqui Region Conservation Authority notifying that a fill application has been received from Arcom Developments Limited for the former Davis Tannery site. Comments of City Council are requested as soon as possible. If comments have not been received by September 15, 1979, it will be assumed that City Council does not have any.

(File No. 3-16)

(Note: Copies distributed to all Members of Council.

This application is to obtain approval to move a water course by dredging a new channel.)

(481) From the Cataraqui Region Conservation Authority notifying that a fill application has been received from Arcom Developments Limited for the former Davis Tannery site. Comments of City Council are requested as soon as possible.

COMMUNICATIONS (Cont'd)

(481 Cont'd)

If comments of City Council have not been received by September 15, 1979, it will be assumed that City Council does not have any.

(File No. 3-16)

(*Note: Copies have been distributed to all Members of Council.*

This application is to provide a rock base and/or retaining area topped by clay and topsoil as shown on sketch plan.

The sketch plan referred to will be available at the Council Meeting.)

Referred to the City Treasurer and Kingston Bus for the Handicapped

(482) From the Ministry of Transportation and Communications notifying that the Ministry has authorized a 1979 subsidy allocation for the City of Kingston in the amount of $18,250 for the transportation of the physically disabled program. This allocation is based on estimates on the amounts required for 1979. Actual subsidy amount payable will be based on the eligible expenditures as submitted in the annual statement of capital and operating expenditures and revenue for transportation for the physically disabled. Interim subsidy payment should be claimed as soon as possible after the close of the quarter ended September 30, 1979.

(File No. 2-5.1)

Filed

(483) From the Liquor Licence Board of Ontario notifying that the House of Peking Restaurant's application for a dining lounge licence for 39 persons and a dining lounge licence for 14 persons has been approved. (479 Princess St.)

(File No. 12-6)

Referred to the Chief Administrative Officer and the Police Commission

(484) From the Ministry of the Environment notifying that a regulation will be filed effective the end of the year, ending the Ministry of the Environment's responsibility for certifying derelict motor vehicle sites. It is the hope of the Ministry that during this period municipalities will put into effect an appropriate by-law which, in keeping with good planning practices, will allow them to regulate and control these sites in a sound manner. A model by-law was enclosed with the letter.

(File No. 2-1.2)

Referred to the Chief Administrative Officer

(485) Copy of a letter from Mr. R.H. Watson, Professional Engineer, Senior Environmental Officer, Municipal & Private Abatement, Ministry of the Environment, answering questions contained in Communication No. 451, from the Association of Women Electors, with regard to the redevelopment and clean-up of the Davis Tannery Site in the City of Kingston.
(File No. 25-2.19-4)

(*Note: Copy of the letter was distributed to all Members of Council.*)

To be Filed

(486) From the Liquor Licence Board of Ontario acknowledging application from Mother's Pizza Parlour Restaruant, 546 Bath Road, Kingston, requesting full dining lounge licence to replace dining lounge (beer & wine) licence as follows:

Detail of Facilities

Existing

Dining Lounge (beer & wine) #1 - Main - 95 persons (Ltd.)
Dining Lounge (beer & wine) #2 - Main - 22 persons (Ltd.)
Dining Lounge (beer & wine) #3 - Main - 24 persons (Ltd.)

Propose the Above to Become

Dining Lounge #1 - Main - 93 persons (Ltd.)
Dining Lounge #2 - Main - 22 persons (Ltd.)
Dining Lounge #3 - Main - 24 persons (Ltd.)

(File No. 12-6)

To be Referred to the City of Kingston Planning Board

(487) Copy of an application for official plan amendment from Reginald A. Greenwood representing Greenwood Bros. Limited and 350965 Ontario Limited, 191 Dalton Avenue, Kingston, requesting permission to amend the present Industrial Zone of the north side of Dalton Avenue, west/side of Division Street (13-R-488, City of Kingston, Lot 24, Concession 3) 24.4 acres ± to a Commercial Zone for the purpose of attracting travellers on Highway 401 to facilities such as a Motel, Fast Food Outlet and other commercial outlets and to improve the aesthetics of the main entrance to the City of Kingston.

(File No. 16-1.1)

(488) From Reginald A. Greenwood representing Greenwood Bros. Limited and 350965 Ontario Limited, 191 Dalton Avenue, Kingston, submitting their application for zone change to the property at north side of Dalton Avenue, west side of Division Street (13-R-488, City of Kingston, Lot 24, Concession 3) 24.4 acres ±, to C2- Commercial from the present zoning classification of M-Industrial for the purpose of attracting travellers on 401 Highway to facilities such as a Motel, Fast Food outlet and other commercial outlets and to improve the aesthetics of the main entrance to the City of Kingston.

(File No. 25-2)

To be Referred to the P.U.C. and Chief Administrative Officer

(489) From the City of Kitchener requesting that the City of Kingston endorse their following resolution:

> *"That in view of reduced supplies of energy the Province of Ontario be requested to remove the Provincial fuel tax on fuel utilized for municipal transit systems which do not use Provincial highways so as to promote lower cost municipal public transportation."*

(File No. 19-7)

To be Referred to the Traffic, Streets & Parking Administrator

(490) From the Borough of Scarborough requesting that the City of Kingston endorse their following resolution respecting street light energy rate:

> *"(1) That the Ontario Hydro be requested to establish an energy rate for street lights that will provide an incentive to Municipalities to reduce energy consumption during certain dark hours and result in a reduction in energy costs;*
>
> *(2) That Ontario Municipalities with a population of 50,000 or more be requested to advise the Ontario Hydro that they support the above recommendation."*

(File No. 19-7)

To be Referred to the Chief Administrative Officer

(491) From the Corporation of the City of Nepean, Nepean Ontario, requesting financial assistance for damage received from a severe storm on July 1, 1979.

(File No. 7-3)

To be Referred to the City of Kingston Planning Board

(492) From the Ministry of Housing to the Township of Kingston with regard to Proposed Amendment No. 14 to the Official Plan for the Township of Kingston Planning Area stating that they would like clarification of the following discrepancies before giving approval to the Amendment:

(1) Schedule "A" of Details of the Amendment does not identify any freeway roads though "Freeway" is included in the legend.

(2) The proposed Arterial Road located east of Highway 38 and north of Highway 2 has been included on Schedule A. This road was deferred from Amendment 13, pending resolution of the objections of the local ratepayers. Therefore, this arterial should be deferred from Amendment 14.

(3) That Section 5(1) (1), Details of the Amendment, page 3, be modified by the addition of the following sentences at the end of the third paragraph of the General section of the Transportation Policy:

> "In addition, prior to construction of said arterial, the developer and the Township of Kingston will enter into an agreement with the City of Kingston regarding the financial and land requirements of the arterial road. This agreement will be mutually satisfactory to all parties involved."

(492) Continued -

(4) The Cataraqui Region Conservation Authority has identified 3 areas which have not been designated as enviornmental protection areas though they were identified as flood plain in the "Little Cataraqui Creek Flood Plain Study, 1972" report. Though it would appear that these concerns are already accommodated, it is unclear what areas are affected.

(File No. 16-1.2-1)

To be Filed

(493) From CORTS advising of a public meeting to be held by the Canada-Ontario Rideau, Trent-Severn (CORTS) Advisory Committee in Manotick, in the Rideau Township Arena, Arena Road, on Wednesday, September 19, 1979, from 7:00 p.m. to 9:00 p.m. (approximately). There will be an open house and displays at 6:15 p.m.

(File No. 3-17)

(494) From the Liquor Licence Board of Ontario acknowledging receipt of an application from R.J. Alder Enterprises Ltd., 178 Ontario Street, Kingston, requesting permission for building alterations to the Frontenac Hotel, 178 Ontario Street, Kingston, in the following locations:

1.	Dining Lounge No. 1 - Main Floor	-	109 persons
2.	Dining Lounge No. 2 - Second Floor	-	98 persons
3.	Lounge No. 1 - Main Floor	-	90 persons (eligible seating)
4.	Lounge No. 2 - Main Floor	-	200 persons (eligible seating)
5.	18 bedrooms		

(File No. 12-6)

COMMITTEE OF THE WHOLE

(A) Moved by Ald. Gerretsen,
Seconded by Ald. Timmins,

That Council resolve itself into the Committee of the Whole to receive delegations and reports, with Mayor Keyes in the Chair.

CARRIED

Moved by Ald. Gerretsen,
Seconded by Ald. Timmins,

That Council rise from the Committee of the Whole and the Chairman report.

CARRIED

Mayor Keyes reported that the following delegations were received and Report Nos. 84 to 87 were considered in the Committee of the Whole:

DELEGATIONS

(1) Professor Cecil E. Law, President, Kingston Minor Hockey Association appeared in delegation with regard to Ice Rental Rates.

(Note: copies of a written submission were distributed to all members of Council)

Ald. Tarnowecky withdrew at 7:40 p.m. and returned at 7:43 p.m.

REPORTS

Ald. Bishop presented Report No. 84 of the Implementation Committee.

Moved by Ald. Bishop,
Seconded by Ald. Clark,

That Report No. 84 be received and adopted.

REPORT NO. 84

To the Mayor and Aldermen: June 12, 1979

The Implementation Committee reports and recommends as follows:

1. That By-Law No. 1, 1966, "A By-Law to Regulate Council Procedures" be amended, revised and consolidated as "By-Law No. 1, 1979, A By-Law to Regulate Council Procedures" in form as distributed to all members of Council and as further amended hereunder:

General Explanation and Certain Particular Amendments

Section 1:

Moved by Ald. Clark,
Seconded by Ald. Lampropoulos,

That Section 1 (last sentence) be amended to read as follows:

> *"The day and the time of Regular Meetings may be altered by motion or resolution of the Council, such motion or resolution to be by a two-thirds majority vote."*

FURTHER AMENDED
(See following motions to amend)

Moved by Ald. Bishop,
Seconded by Ald. Clark,

That the proposed amendments to By-Law No. 1 be referred back to the Committee for considerations of the comments made by Department Heads and for return to Council in as concise form as possible.

LOST 5:8
(See Recorded Vote)

Ald. Gerretsen requested a recorded vote on Clause 1, Report No. 84, which was as follows:

YEAS: Ald. Clark, Ald. Gerretsen, Ald. Tarnowecky, Ald. Timmins, Ald. Webb (5)

NAYS: Mayor Keyes, Ald. Bishop, Ald. Clements, Ald. Gorham, Ald. Hawkins, Ald. Lampropoulos, Ald. Matthews, Ald. McArthur (8)

Moved by Ald. Bishop,
Seconded by Ald. Gerretsen,

That the motion of Ald. Clark and Ald. Lampropoulos be amended by deleting the words, "by a two-thirds majority vote" and substituting therefore the words, "by a simple majority vote".

CARRIED

REPORTS (Cont'd)

Report No. 84 - Implementation Committee (Cont'd)

The motion of Ald. Clark and Ald. Lampropoulos, as amended, was then considered as follows:

That Section 1 (last sentence) be amended to read as follows:

> *"The day and time of Regular Meetings may be altered by motion or resolution of the Council, such motion or resolution to be passed by a simple majority".*

CARRIED AS AMENDED

Section 2

Approved

Section 3

Moved by Ald. Webb,
Seconded by Ald. Bishop,

That Section 3 be amended by deleting from the last sentence the words, "such a" and substituting therefore the word, "either" so that it reads:

> *"At least twenty-four hours notice shall be given of either meeting"*

CARRIED

Sections 4 to 8

Approved

Section 9

Moved by Ald. Gerretsen,
Seconded by Ald. Hawkins,

That Section 9 be deleted in its entirety.

LOST 4:9

Section 9 was approved.

Section 10

Moved by Ald. Tarnowecky,
Seconded by Ald. Gorham,

That Section 10 (Order of Business) be amended as follows:

7. Report of the Committee of the Whole
8. Motions
9. By-Laws
10. Unfinished Business
11. Adjournment at 11 p.m.

CARRIED AS AMENDED

Sections 11 to 15

Approved

REPORTS (Cont'd)

Report No. 84 - Implementation Committee

Section 16

Moved by Ald. Hawkins,
Seconded by Ald. Gerretsen,

That Section 16 be amended by deleting the words "unless two thirds of members present shall consent to continuing of proceedings of Council" and substituting therefor the words "unless a majority of members present shall consent to continuing of proceedings of Council."

LOST 5-8

Moved by Ald. Clements,
Seconded by Ald. Hawkins,

That Section 16 be amended to add the following sentence:

> *"In the event that the Council Agenda remains unfinished at the time of the 11 p.m. adjournment, Council shall adjourn until 7 p.m. the following evening, when the meeting shall be reconvened."*

LOST 6-7

Section 16 was approved.

Sections 17 to 30

Approved.

Section 31:

Moved by Ald. Tarnowecky,
Seconded by Ald. Gorham,

That Section 31 be amended by adding the following as subsection (5)

> *"Communications received after the Agenda has been printed shall be reported to Council as having been received."*

CARRIED

Ald. Webb withdrew at 8:37 p.m. and returned at 8:40 p.m.
Ald. Clements withdrew at 8:44 p.m.

Section 32

Moved by Ald. Clark,
Seconded by Ald. Gerretsen,

That Section 32 be amended by adding to subsection g) the words "wherever possible" so that it reads:

> *"Delegations will, wherever possible, file a written submission with the Clerk for prior distribution with the Agenda to members of Council."*

CARRIED

Moved by Ald. Lampropoulos,
Seconded by Ald. Gerretsen,

That Section 32 e) be amended by adding the word "only" to the last sentence, so that it reads:

> *"Thereafter, the members of Council may only question the delegations or any appointed official."*

CARRIED

REPORTS (Cont'd)

Report No. 84 - Implementation Committee

Ald. Hawkins withdrew at 8:54 p.m. and returned at 8:57 p.m.
Ald. Clements returned at 8:56 p.m.

Sections 33 and 34

Approved

Section 35

Moved by Ald. Gerretsen,
Seconded by Ald. Lampropoulos,

That Section 35 be deleted in its entirety.

LOST 5:8

Section 35 was approved.

Sections 36 to 43

Approved

Section 44 a)

Moved by Ald. Hawkins,
Seconded by Ald. Bishop,

That Section 44 a) be amended by changing the composition of the Grievance Committee from four aldermen to the Chief Administrative Officer and the Director of Personnel.

REFERRED TO THE CHIEF ADMINISTRATIVE OFFICER
(See following motion of referral)

Moved by Ald. Clements,
Seconded by Ald. Matthews,

That the matter of the composition of the Grievance Committee be referred to the Chief Administrative Officer for a recommendation following consultation with the unions involved, the Personnel Director, and the members of the present Grievance Committee.

CARRIED
(Ald. Gerretsen, Ald. Hawkins and Ald. Tarnowecky opposed)

Section 44 b)

Approved

Section 45

Subsections a) to e) were approved.

Moved by Ald. Hawkins,
Seconded by Ald. Lampropoulos,

That Section 45 f) be amended by deleting the words "a member of Council" and substituting therefor the words "The Acting Head of Council" so that it reads:

> *"The Acting Head of Council shall be appointed by By-Law to sign debentures or other like instruments in the absence of the Mayor, during the period December 1st to November 30th of the following year, when a written signature is required."*

CARRIED

Ald. Gerretsen withdrew at 9:19 p.m. and returned at 9:23 p.m.

REPORTS (Cont'd)

Report No. 84 - Implementation Committee

Section 45

Approved

Sections 46 to 56:

Approved

Section 57

Moved by Ald. Clark,
Seconded by Ald. Hawkins,

That Section 57 E. 4) be amended by deleting the words "and classifications" and adding the word "and" after the word "pay" so that it reads:

> *"A Negotiating Committee shall be responsible for conducting negotiations and making recommendations to the Committee of the Whole of Council concerning salaries, rates of pay and fringe benefits for all employees, EXCEPT for heads of departments, deputy heads, section heads, supervisory and employees exercising confidential functions (non-union) and persons employed in the Police Department."*

CARRIED

Ald. Lampropoulos withdrew at 9:44 p.m. and returned at 9:56 p.m.

Moved by Ald. McArthur,
Seconded by Ald. Matthews,

That Section 57 D. 6) (Housing Subcommittee) be deleted, and that the Housing Subcommittee be dissolved.

LOST 6-7

Moved by Ald. Hawkins,
Seconded by Ald. Bishop,

That Section 57 E. 6) be amended by deleting the words "salary ranges and" so that it reads:

> *"Heads of Departments shall submit all recommendations concerning changes in conditions of employment of employees in their departments to the Chief Administrative Officer in writing for the consideration of a Negotiating Committee and not to other Standing Committees or to associations representing employees."*

CARRIED

Moved by Ald. Gerretsen,
Seconded by Ald. Tarnowecky,

That the words "Professional Negotiator" be added to Section 57 E. 1) and 57 E. 2) and that Section 57 E. 7) be deleted.

WITHDRAWN

REPORTS (Cont'd)

Report No. 84 - Implementation Committee

Moved by Ald. Tarnowecky,
Seconded by Ald. Lampropoulos,

That Section 57 E. 7) be amended by deleting the words "Upon the recommendation of a Negotiating Committee" and substituting therefore the words "That annually" so that it reads:

> *"That annually, Council shall decide whether or not to employ a professional consultant to be a member of the Negotiating Committee."*

CARRIED

Moved by Ald. Clements,
Seconded by Ald. Hawkins,

That Sections 57 E. 1) and 57 E. 2) be amended by adding the words "Subject to Subsection 7" at the beginning of the first sentence.

CARRIED

Section 57, as amended, was approved.

Sections 58 to 61

Approved

Section 62

Moved by Ald. Hawkins,
Seconded by Ald. Webb,

That Section 62 e) be amended by adding the following to the first sentence, "except for payment of any holdback or any subsequent payment under the contract which shall be referred to the appropriate committee or the Committee of the Whole for approval before payment is made" so that it reads:

> *"The City Treasurer is authorized to make payments on all Contract Progress Estimates in accordance with the terms of the Contract when certified by the head of the department concerned, except for payment of any holdback or any subsequent payment under the contract which shall be referred to the appropriate committee or the Committee of the Whole for approval before payment is made."*

CARRIED

Sections 63 to 68

Approved

Section 69

Moved by Ald. Hawkins,
Seconded by Ald. Matthews,

That Section 69 1) be amended by adding the Tax Collector and the Deputy City Treasurer to the list of signing officers.

CARRIED

REPORTS (Cont'd)

Report No. 84 - Implementation Committee

Moved by Ald. Hawkins,
Seconded by Ald. Timmins,

That Section 69 2) be amended by adding the words "and Clerk III's in the Accounting Department" so that it reads:

> *"For the purpose of issuing temporary receipts for debentures or coupons presented to the City for payment the foregoing signing officers and the Clerk III's in the Accounting Department are hereby authorized to sign such receipts."*

CARRIED

Section 70

Approved

Section 71

Resolved, that, as recommended by the City Clerk, Section 71 a) 3) iii) be amended to delete the words "the Parks, Recreation and Property Departments in the absence of the Commissioner of Parks and Property" and substitute therefore the words "the Parks and Recreation Department in the absence of the Commissioner of Parks and Recreation."

CARRIED

Sections 72 to 83

Approved

Section 84

Moved by Ald. Hawkins,
Seconded by Ald. Tarnowecky,

That Section 84 be deleted and replaced with the following:

> *"84. "By-Law No. 1, 1966, A By-Law to Regulate Council Procedures" as amended, is hereby repealed."*

CARRIED

Section 85

Approved

Moved by Ald. Bishop,
Seconded by Ald. Clark,

That Clause 1, Report No. 84, as amended, be approved.

CARRIED

Moved by Ald. Hawkins,
Seconded by Ald. Matthews,

That the Implementation Committee be and is hereby dissolved.

CARRIED

Moved by Ald. Webb,
Seconded by Ald. Tarnowecky,

That the congratulations of Council be extended to the Implementation Committee for its work, which has been much appreciated.

CARRIED

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE
City Solicitor
Our Ref. No. B-5

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

MEMORANDUM

TO: Mr. M.C. Healy,
City Clerk

FROM: Mr. Norman C. Jackson,
City Solicitor

DATE: August 21, 1979

RE: By-Law to Regulate Council Procedures - Revisions

I have the following comments to make on the By-Law which was circulated to me.

Section 1 of Part 1 provides that the day and time of regular meetings may be altered by special motion or resolution of the Council. Since the word "special" is used, perhaps there should be an indication of what "special" means. I recommend that you indicate the type of vote required, either majority or two-thirds.

Secondly, there are a number of sections which refer to a vote which requires a two-thirds majority. I have previously set out in a memorandum on the Campeau Shopping Centre my doubts as to the validity of such a two-thirds requirement. I note that the two-thirds requirement is set out in Sections 16, 27, 39, 41, 42 and 65.

Thirdly, Section 3 indicates that special meetings may be summoned by the Mayor or by yourself upon a petition of the majority of Council members. The requirement that 24 hours notice be required is ambiguous and I would suggest that Section 3 be clarified so as to indicate as to what the 24 hour notice applies to. It should be clearly stated if it applies to just the petition requirement, or to the Mayor summoning a meeting. If it does not apply to the Mayor, I would suggest that some notice should be required in the event of the Mayor summoning a special meeting.

Respecting Section 16, I recently discussed with you the necessity to move such a motion to extend the time limit. Perhaps Section 16 should be clarified to indicate whether the motion to extend must be made before or after 11:00 p.m. Unless the rule provides that an extension could be made after 11:00 p.m., the

../2

Schedule A to Report No. 84
(Page 2)

Mr. M.C. Healy,
City Clerk

August 21, 1979

meeting would have been automatically adjourned.

Section 36 would appear to contain a spelling error in the fifth line. The word "is", should be "if" I believe.

As well, I believe that Section 45, Paragraph (f) should be read in conjuction with Section 45, Paragraph (e). The Municipal Act allows for acting heads of Council, and I believe where possible, the acting head should be the one authorized to sign debentures. Perhaps Paragraph (f) of Section 45 should have a rider added to it to indicate that the member appointed by by-law to sign debentures should be either the Mayor, Acting Head, or Alternate Acting Head of Council.

Lastly, I would suggest that Section 84 be reworded to make it clear that all of the previous by-law is repealed, that is, By-Law No. 1, 1966, instead of leaving it in doubt as to which by-law remains in effect. By the wording of Section 84 as drafted, there is a suggestion that if amendments are not included in this new by-law, that they are repealed. I would suggest it would be cleaner, having revised the entire by-law, to repeal the previous by-law and enact a new By-Law No. 1 for 1979.

N. Jackson
Norman C. Jackson,
City Solicitor

NCJ/ks

City of Kingston
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HE CITY CLERK

Schedule B to Report No. 84
(Page 1)

MEMORANDUM

DATE: August 2, 1979. AUG 9 REC'D

TO: Mr. M.C. Healy,
City Clerk.

FROM: Mr. K.S. Ready,
Director of Personnel.

SUBJECT: Bylaw No. 1 - 1979 Revision.

I have reviewed the subject bylaw and wish to comment on the following sections, which specifically relate to personnel and/or labour relations:

Section 44. a) - The Standing Committees of Council shall be as follows :

Grievance Committee - Four Aldermen -

The Area Representative of the Canadian Union of Public Employees has discussed the composition of our Grievance Committee with both Mr. Hamilton and myself on a number of occasions, with the expressed intent of requesting Council to amend the present grievance structure to substitute the Chief Administrative Officer and/or the Director of Personnel as the final appeal preceding an arbitration hearing.

A comprehensive survey completed on August 10, 1977, would indicate that very few Ontario municipalities involve elected personnel in the grievance process.

The Implementation Committee may wish to consider the composition of the Grievance Committee in the light of changes that have taken place in the Corporation's organization.

Section 57. E. 4) - Responsibilities of the Negotiating Committee -

I do not agree that the Negotiating Committee should be responsible for "classifications for all employees." Bylaw No. 4 establishes a definite procedure by which employee classifications are determined, for example, the job description is amended and approved by the Department Head and submitted for job analysis, together with a recommendation respecting change. It is my view that position classifications are not negotiable between parties to the collective agreements; therefore, the determination of classifications should be within the jurisdiction of the Corporation's staff personnel, as it has been for the past 10 years.

Schedule B to Report No. 84
(Page 2)

MEMORANDUM

Mr. M.C. Healy,
City Clerk,
Page 2,
August 2, 1979.

Section 57. E. 6) - Recommendations on changes in salary ranges -

This may be a matter of semantics, as, again, the Salary Administration Program, as defined in Bylaw No. 4, sets out procedures by which salary ranges are changed; therefore, it is not intended that department heads may submit recommendations concerning changes in salary ranges. Again, the sequence begins with the amended job description, its processing through job analysis, and subsequent referral to the Chief Administrative Officer.

Secondly, recommendations of this nature have not been submitted for consideration of the Negotiating Committee. In practice, the Negotiating Committee of the past two years has clearly expressed its desire not to be involved in job classification and job evaluation. The recommendation, as determined by the Salary Administration Program, shoid flow from the Director of Personnel to the Chief Administrative Officer or, in the case of an appeal, to the Administrative Committee, under Section 7 (d) (ii), of Bylaw No. 4. The recommendation would, subsequently, reach City Council for final ratification.

Thank you for providing me with the opportunity of commenting on this important bylaw.

If I can be of any assistance regarding the above, please let me know.

SIGNED:

Mr. K.S. Ready,
Director of Personnel.

KSR:mjl.

cc: Mr. R.J. Hamilton,
Chief Administrative Officer.

REPORTS (Cont'd)

Ald. Clark withdrew at 9:50 p.m. and returned at 9:55 p.m.

Report No. 85 - Planning Board

Ald. Timmins presented Report No. 85 of the City of Kingston Planning Board.

Moved by Ald. Timmins,
Seconded by Ald. Clements,

That Report No. 85 of the City of Kingston Planning Board be received and adopted, clause by clause.

REPORT NO. 85

August 22, 1979.

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS Mr. A. Zimmerman has requested that the Minister of Housing give condominium approval to a 7 unit apartment building located at the southwest corner of Barrie and William Streets; and

WHEREAS the Minister has circulated this request to the City for comment; and

WHEREAS although this property is located within the University and Hospital zone as defined in the Official Plan, its conversion to condominium ownership would not jeopardize the Plan's objectives for this area; and

WHEREAS this application conforms with the City's Housing Policy Statement;

THEREFORE BE IT RESOLVED that condominium application 10CDM 79-006 (A. Zimmerman) be recommended to the Minister of Housing for approval subject to the following conditions:

a) that an undertaking be registered on title that a petition for storm sewers be signed on presentation;

b) that the improvements recommended by Mr. E. Cromarty M.R.A.I.C. in his report on the building quality of 244 Barrie Street, dated August 20th, 1979, be completed in a manner and form satisfactory to the Chief Building Official;

c) that the condition of the buried heating, plumbing and electrical work be to the satisfaction of the Chief Building Official;

d) that the number and location of fire extinguishers and the installation of a fire alarm system, if required, be to the satisfaction of the Fire Chief and the Chief Building Official;

e) that the parking area be paved.

CARRIED

REPORTS (Cont'd)

Report No. 85 - City of Kingston Planning Board

2. That the Minister of Housing be informed that the City of Kingston has no objection to Proposed Amendment No. 24 to the Official Plan for the Township of Kingston Planning Area

(Note: The effect of this amendment will be to permit expansion of the K-Mart Plaza from 130,000 sq. ft. to 202,000 sq. ft.)

CARRIED

(Ald. Knapp, Mr. Meyer opposed)

3. WHEREAS the Minister of Housing has established a policy that all existing zoning must be converted to metric units by December 31, 1979; and

WHEREAS the Planning Act has been amended so as to provide that the approval of the Ontario Municipal Board will not be required where a by-law is amended to convert measurements to the metric system in accordance with the limits set out in the Act;

THEREFORE BE IT RESOLVED that By-Law No. 8499, as amended, be converted to metric units as provided for in Section 45a of The Planning Act.

(See By-Law 2: No. 79-174)

CARRIED

4. WHEREAS the buildings at 6-10 Princess Street have been designated to be of historic or architectural value or interest under The Ontario Heritage Act, 1974 with the following reason for designation:

"These two buildings form a pleasant grouping of early limestone buildings planned as commercial and residential properties in the central business district";

- and -

WHEREAS Norbro Holdings Ltd. have applied for permission to affix a sign 8 ft. x 16 ft. to the east face of the building; and

WHEREAS the size and location of the sign would result in much of the limestone wall on the east face of the building being concealed which would detract considerably from the building's appearance and to an extent that it would affect the reason for designation;

THEREFORE BE IT RESOLVED THAT, as recommended by the Local Architectural Conservation Advisory Committee, the application made by Norbro Holdings Ltd. with respect to a sign at 6/10 Princess Street, be refused.

CARRIED

REPORTS (Cont'd)

Report No. 85 - City of Kingston Planning Board

5. That the Cataraqui Region Conservation Authority be informed that the City of Kingston concurs with proposed amendments to the fill permit granted to Arcom Developments Ltd. with respect to filling on the former Davis Tannery site, provided that:

a) filling be undertaken on the understanding that if there is insufficient movement of water from the storm sewer, the owner shall bear the cost of reducing the channel to creek size, and if this proves inadequate, shall bear the cost of extending the 72 inch storm sewer; and

b) the owner shall be responsible for correction of any changes which occur in the surface drainage as a result of filling.

CARRIED

(Ald. Knapp opposed)

6. That the Cataraqui Region Conservation Authority be informed that the City of Kingston has no objection to the relocation of a drainage ditch on the former Davis Tannery Site, on the following conditions:

a) that the new watercourse shall be completed prior to any filling of the existing watercourse;

b) that a $500.00 deposit to cover inspection by the City of Kingston shall be paid to the City prior to the issuance of a new fill permit; and

c) that two days' notice shall be given to the City prior to the excavation of contaminated material.

CARRIED

Respectfully submitted,

(Signed) *G. Timmins* (Chairman)
Ken Keyes
J. Clements

* * *

REPORTS (Cont'd)

Report No. 86 - Chief Administrative Officer

Moved by Ald. Bishop,
Seconded by Ald. Clark,

That Report No. 86 of the Chief Administrative Officer be received and considered.

Council consented to the withdrawal of Clause 1.

REPORT NO. 86

August 27, 1979.

To the Mayor and Aldermen:

The Chief Administrative Officer reports and recommends as follows:

1. WHEREAS Mr. J. B. Sampson owner of property located at the North/East Corner of Bath Road and Sir John A. Macdonald Boulevard has submitted preliminary plans for the construction of a 140 unit apartment building, 19,000 square feet x 13 storeys i.e. 247,000 square feet (220% lot coverage) and the present zoning permits 100% lot coverage i.e. 114,510 square feet;

   AND WHEREAS Mr. J. B. Sampson has requested that the matter be brought to the attention of City Council at this time following a meeting between Mr. J. B. Sampson and Messrs. G.G.Muirhead, Director of Planning and Urban Renewal, Mr. N. Jackson, City Solicitor, Mr. R. Ruttan, Chief Building Inspector, Mr. M. C. Healy, City Clerk and Mr. R. Hamilton, Chief Administrative Officer;

   THEREFORE BE IT RESOLVED that Mr. J. B. Sampson be notified that City Council requests that he submit duly completed application forms for the amendment to the zoning by-law together with the required fees in order that the matter can be proceeded with through the normal channels and that City Council is not prepared to take any further action on this matter until he complies with the definition of Lot Occupancy and other procedures that are required.

   (Note: A copy of the report of the Chief Administrative Officer was distributed with the agenda to all members of Council.)

WITHDRAWN

Ald. Gorham declared a conflict of interest on Clause 2 and abstained from voting.

REPORTS (Cont'd)

Report No. 86 - Chief Administrative Officer

2. WHEREAS City Council at their meeting held on April 10th 1978, approved Clause 21 of Report No. 37 of the Planning Board which authorized the City to re-apply to the Ontario Municipal Board for approval of a residential zoning as originally contained in zoning By-Law No. 8499 for seven different properties in Kingston;

AND WHEREAS it has been found that, through an oversight, no application has been made to the Ontario Municipal Board to date;

AND WHEREAS the City Solicitor recommends that, prior to the application being made to the Ontario Municipal Board as directed by the 1978 Council, the 1979 Council be afforded an opportunity to reaffirm the direction to apply to the Board:

THEREFORE BE IT RESOLVED that Clause 21, Report No. 37, 1978, which reads as follows be reaffirmed:

> *"21. WHEREAS the Ontario Municipal Board decision dated August 8, 1977, with respect to Zoning By-Law No. 8499 was referred by Council to Planning Board for consideration and recommendation; and*
>
> *WHEREAS Planning Board has conducted a review of the various matters raised in this decision and, as a result, has recommended that By-Law No. 8499 be amended in a number of instances; and*
>
> *WHEREAS, in particular, Planning Board has recommended certain revisions to the General Provisions affecting the Restoration of Damaged Buildings, Section 5.24(a) and the Minimum Lot Area Requirements within the A (One and Two Family) Residential Zone (Section 6.3(k)); and*
>
> *WHEREAS in view of these general amendments, Planning Board is of the opinion that the zoning for certain specific properties, which were referred back to the City for reconsideration, should not be amended;*
>
> *THEREFORE BE IT RESOLVED that the City re-apply to the Ontario Municipal Board for approval of the A (One and Two Family) Residential Zoning as originally contained in By-Law No. 8499 with respect to the following properties:*
>
> *a) William Eston properties at Nos. 257-259 Queen Street;*
>
> *b) Cochrane Grocery property - northwest corner of Bay and Bagot Streets;*
>
> *c) No. 424 Bagot Street (T. E. Norman);*
>
> *d) E. J. Blaney property at the south-west corner of Montreal Street and Raglan Road;*
>
> *e) Nos. 61-63 John Street (Pat's Grocery);*
>
> *f) No. 330 Division Street (Mrs. Carol Hopkinson);*
>
> *g) Property of Mrs. Dorothy Geiger on the south side of Maitland Street.".*

REFERRED BACK TO THE CITY OF KINGSTON PLANNING BOARD
(See following motion of referral)

REPORTS (Cont'd)

Report No. 86 - Chief Administrative Officer

2. (Cont'd)

Moved by Ald. Clements,
Seconded by Ald. Gerretsen,

That Clause 2, Report No. 86 be referred back to the City of Kingston Planning Board for a report within two months and further, that clarification as to ownership of 330 Division Street be provided.

3. That as recommended by the City Solicitor a by-law be presented to Council to appoint Marion Houghton as Acting Clerk *Pro Tempore* to carry on the duties of the Clerk whenever the Clerk is unable to carry on his duties through illness or otherwise (i.e. on vacation or absent from the City on City business).

(Note: Clerk will be on vacation from September 1, 1979, through September 16, 1979.)

(See By-Law 19: No. 79-191)

CARRIED
Ald. Gerretsen opposed

4. That as recommended by the Commissioner of Works and the Director of Purchasing the tender of Joyceville Sand & Gravel for the supply of 4,000 cy (more or less) of winter control sand at $2.69/cy including screening, delivery and stock piling be accepted being the lower tender received.

(Note: A copy of the Report of the Commissioner of Works is attached as Schedule "A" - 2 Pages.)

CARRIED

5. That as recommended by the City Treasurer List of Accounts No. 7 dated July 9, 1979, in the amount of $3,072,551.12 be approved it being noted that the expenditures were incurred under proper authorization.

(Note: A copy of the List of Accounts was distributed to each Member of Council on August 24, 1979.)

CARRIED

Ald. Gorham and Ald. Tarnowecky withdrew at 10:15 p.m. and returned at 10:18 p.m.

REPORTS (Cont'd)

Report No. 86 - Chief Administrative Officer

6. That as recommended by the Commissioner of Works a by-law be presented to Council to authorize the reconstruction of the sidewalks as listed on the attached Schedule "B" at a total estimated cost of $31,915.00 less anticipated MTC subsidy of $3,725.00 as a charge to the general tax rate and that the following transfer in the 1979 capital budget be approved:

	Decrease	Increase
Local Improvement Sidewalks Miscellaneous	$25,000.00	
General Rate Sidewalks Miscellaneous		$25,000.00

(Note: A copy of the Report of the Commissioner of Works is attached as Schedule "B" - 3 Pages.)

(See By-Law 3: No. 79-175)

CARRIED

7. WHEREAS at the meeting of City Council held on August 13, 1979, approval was given for the preparation of the schedule of additional resurfacing in the amount of approximately $24,000.00 as it was reported that unexpended debenture proceeds for resurfacing had been credited to charges for net long term liabilities-road:

THEREFORE BE IT RESOLVED that as recommended by the Commissioner of Works that the work outlined in Schedule "C" be approved with part one being done by day labour, part two by the Flintkote Company and part three by a tender call and that the following transfer in the 1979 current budget be approved:

Account	Increase	Decrease
314-71 Charges for long-term liability		$24,400.00
314-22 Asphalt surface treatment	$3,000.00	
314-01 Contractural Services	$21,400.00	

(Note: Copy of the report of the Commissioner of Works is attached as Schedule "C" - 2 Pages.)

CARRIED

REPORTS (Cont'd)

Report No. 86 - Chief Administrative Officer

8. That since a sufficiently signed petition has been received that as recommended by the Commissioner of Works a by-law be presented to Council to authorize the reconstruction of a concrete sidewalk 1.5 m wide in (1) Brock Street north side from Napier Street to easterly 112.47 m and (2) Napier Street east side from Brock Street to northerly 4.876 m under the provisions of Section 7 of the Local Improvement Act as follows:

Total Estimated Cost	$8,122.00
Owner's Share	$3,369.22
MTC Subsidy	$1,276.00
City's Share	$3,476.98
Debenture Amount	$6,846.00

(Note: A copy of the Report of the Commissioner of Works is attached as Schedule "D" - 1 Page.)

(See By-Law 4: No. 79-176)

CARRIED

9. That since a sufficiently signed petition has been received that as recommended by the Commissioner of Works a by-law be presented to Council to authorize the construction of a 400 mm watermain on the east side of Ontario Street from Clarence Street to Johnson Street under the provisions of Section 7 of the Local Improvement Act as follows:

Total Estimated Cost	$44,528.00
City's Share	$20,099.55
Owner's Share	$24,428.45
Total Debenture Amount	$31,428.00

AND FURTHER -

That the following transfer in the 1979 capital budget be approved:

	Increase	Decrease
Local Improvement Watermains Cowdy Street, Russell Street to Thomas Street		$1,428.00
Ontario Street, Clarence Street to Johnson Street	$1,428.00	

(Note: 1979 capital budget contains $30,000.00 for this project.

The copy of the Report of the Commissioner of Works is attached as Schedule "E" - 1 Page.)

(See By-Law 5: No. 79-177)

CARRIED

REPORTS (Cont'd)

Report No. 86 - Chief Administrative Officer

10. That as recommended by the Commissioner of Works and the Director of Purchasing the tender of Domtar Chemicals Ltd. for the supply of 4,000 tons (more or less) at $21.15/ton of coarse-crushed rock salt for ice control purposes be accepted being the lower tender received.

(Note: Copy of the report of the Commissioner of Works is attached as Schedule "F" - 2 Pages.)

CARRIED

11. That since a sufficiently signed petition has been received that as recommended by the Commissioner of Works a by-law be presented to Council to authorize the reconstruction of a concrete sidewalk 1.5 m wide in Princess Street north side from 24.50 m west of Alfred Street to westerly 36.42 m under the provisions of Section 7 of the Local Improvement Act as follows:

Total Estimated Cost	$2,400.00
Owner's Share	$1,034.61
City's Share	$1,365.39
Debenture Amount	$2,400.00

(Note: A copy of the Report of the Commissioner of Works is attached as Schedule "G" - 1 Page.)

(See By-Law 6: No. 79-178)

CARRIED

12.

a) The following Notice of Motion was presented at the meeting of City Council held on June 4, 1979:

"Moved by Ald. Matthews,
Seconded by Ald. McArthur,

That blasting be prohibited within the Corporation of the City of Kingston, until an inspection of all residences within a number of feet to be determined by the respective Department Head has been carried out. This home inspection would be carried out by the City, the Contractor and the Home Owner (resident) to determine the condition of each home prior to the commencement of the blasting.

(REFERRED TO THE COMMISSIONER OF WORK
for a report prior to consideration
of the Motion by Council.)"

(Note: See report from the Chief Administrative Officer attached hereto as Schedule "H" - 4 Pages, wherein the following recommendation was made.)

b) That, as recommended by the Commissioner of Works and the City Solicitor the following policy be approved by City Council for inclusion in all City of Kingston contracts it being noted that the Public Utilities Commission will in turn use the said policy in all future contracts:

REPORTS (Cont'd)

Report No. 86 - Chief Administrative Officer

12. b) (Cont'd)

"8(b) If blasting is required under this Contract the Contractor is to provide the Engineer with a written report from a blasting expert, acceptable to the City, which from the site conditions (e.g. nature of rock, type of buildings, other utilities etc.) establishes the recommended blasting patterns and the limits of the "possible" blasting damage area.

In conjunction with the report, the Contractor is to arrange for pre-blast survey of all buildings within the designated "possible" blasting damage area. A copy of this survey is to be made available to the City prior to commencement of blasting."

CARRIED

Ald. Timmins withdrew at 10:25 p.m.
Ald. Webb withdrew at 10:26 p.m. and returned at 10:28 p.m.

13. That as recommended by the Commissioner of Industries and Airport Administrator the accounts of E.S. Fox Ltd. in the total amount of $3,570.00 together with a partial release of hold-back in the amount of $4,280.00 totalling $7,850.00 for the supply and installation of runway and marker strove lights at the Norman Rogers Airport be paid.

(Note: 15% hold-back $3,150.00 will be retained until final inspection of the installation by Ontario Hydro and acceptance by Transport Canada.

A copy of the report of the Commissioner of Industries and Airport Administrator is attached as Schedule "I" - 1 Page.)

Ald. Timmins returned at 10:30 p.m.

CARRIED

14. WHEREAS Council, by Clause 13, Report No. 63, 1979, authorized construction of improvements to Runway 06R-24L at Norman Rogers Airport at a total estimated cost of $216,000, of which $72,688 was to be debentured and gave two readings to the necessary construction by-law No. 79-117;

AND WHEREAS Council, by Clause 15, Report No. 78, 1979, awarded contract A79-42 for the reconstruction of Runway 06R-24L and associated lighting to Bennett Paving Limited in the amount of $218,716.64, subject to approval of the Ontario Municipal Board of the necessary funding;

AND WHEREAS application has been made to the Ontario Municipal Board to amend By-Law No. 79-117 upon third reading to increase the total estimated cost of the work from $216,000 by $24,216.64 to $240,216.64 of which the increased amount of $92,504.64 would be debentured and verbal notice only of the Board's Order, dated August 17, 1979, approving the application has been received.
THAT By-Law No. 117, "A By-Law to Authorize the Construction of Improvements to Runway 06R-24L at the Norman Rogers Airport (General Rate)" be amended on third reading to increase the total cost of the work to $240,216.64 and the debenture issue to $92,504.64:

REPORTS (Cont'd)

Report No. 86 - Chief Administrative Officer

14. (Cont'd)

	ORIGINAL		REVISED	
Work:				
Construction, Lighting and Contingencies	$198,000.00		$218,716.64	
Engineering	18,000.00		21,500.00	
Total Cost		$216,000.00		$240,2
LESS:				
M.T.C. Subsidy	$108,000.00		$112,400.00	
1979 (City) Budget Funds	35,312.00		35,312.00	
Total Deductions		143,312.00		$147,7
NET DEBENTURE ISSUE:		$ 72,688.00		$ 92,5

(See By-Law 25: No. 79-117)

CARRIED AS AMENDED
See following motion of amendment

Moved by Ald. Gerretsen,
Seconded by Ald. Bishop,

That Clause 14 be amended by adding the words, "verbal notice only of the" in the third Whereas clause.

CARRIED

15. That as recommended by the Commissioner of Industries and Airport Administrator and Director of Purchasing Tender No. 79-32 for roof repairs and maintenance Hangars No. 3 and No. 4 Norman Rogers Airport be awarded as follows:

a) Part A, Alternative 1, complete roof covering Hangar No. 3 to R.E. Harding Ltd. in the amount of $40,432.00 subject to:

   i) the application of the $2,000.00 material credit of W.R. Grace Co. Ltd. to the amount of $40,432.00;

   ii) the entering of a Warranty Agreement satisfactory to the City Solicitor with W.R. Grace Co. Ltd. and R.E. Harding Ltd. (It is emphasized that the net figure of $38,432.00 covers the replacement of the complete roof whereas any of the amounts shown under Section A of the Tender will only cover 1/2 of the roofed area.); and

   iii) W.R. Grace Co. Ltd. would act on any reported defect within forty-eight hours.

b) Part A, Section C, repair Hangar No. 4 roof to Watertight roofing for $7,448.50.

c) Part B, two year maintenance repair services contract to Watertight roofing. (Recommended by Airport Administrator only.)

REPORTS (Cont'd)

Report No. 86 - Chief Administrative Officer

15. (Cont'd)

AND FURTHER

That the following budget transfer be approved:

	Increase	Decrease
Finance Contingencies		$38,080.50
AIRPORT - Building Maintenance	$38,080.50	

(Note: A copy of the report of the Commissioner of Industries and Airport Administrator is attached hereto as Schedule "J" - 7 Pages.)

LOST 4-9

16. That as recommended by City Solicitor in accordance with Bill 103, Municipal Amendment Act 1979, which adds Section 469(a) to the Municipal Act which permits municipalities to pass an amending by-law to add to the penalty section of any by-law the power to allow the judge who hears the case, in addition to imposing a fine, impose an order prohibiting the continuation or repetition of the offense by the person convicted.

That by-laws be presented to Council to amend the following by-laws:

i) By-Law No. 5920, "A By-Law to Provide for the Licencing of Plumbing Contractors and Master Plumbers in the City of Kingston and for the Repeal of By-Law No. 3222".

ii) By-Law No. 7, "A By-Law to Licence and Regulate Certain Trades".

iii) By-Law No. 8, "A By-Law to Provide for the Licencing and Regulation of Dogs and Cats and for the Control of Animals Suspected of Having Rabies".

iv) By-Law No. 10, "A By-Law Respecting Streets".

v) By-Law No. 19, "A By-Law to Provide for the Regulation Use of Parks and Recreational Facilities of the Corporation".

vi) By-Law No. 24, "A By-Law for Regulating Traffic in the Highways in the City of Kingston subject to the Provisions of the Highway Traffic Act".

vii) By-Law No. 39, "A By-Law to Provide for a Penalty and a Summary Remedy for the Breach of any By-Law".

viii) By-Law No. 2566, "A By-Law to provide for the Licencing of Electricians in the City of Kingston".

ix) By-Law No. 2958, "A By-Law to Provide for the Regulation Control Inspection and the Licencing of Signs".

x) By-Law No. 8499, "Restricted Area (Zoning By-Law) of the Corporation of the City of Kingston".

xi) By-Law No. 8597, "Property Standards By-Law".

xii) By-Law No. 9309, "A By-Law of the Corporation of the City of Kingston to Control Noise".

xiii) By-Law No. 79-26, "A By-Law Respecting Smoking".

REPORTS (Cont'd)

Report No. 86 - Chief Administrative Officer

16. (Cont'd)

(Note: See copy of report of Solicitor attached hereto as Schedule "K" - 4 Pages.)

(See By-Laws 7 to 18 and 20: Nos. 79-179 to 79-190 and No. 79-192)

CARRIED

17. WHEREAS fill is being placed along the easterly side of "Armstrong Subdivision Road" to widen the street to 86 ft. and it has been discovered that a 20 ft. wide portion of the filled land is within the City of Kingston limits;

AND WHEREAS the City of Kingston does not want to be responsible, in the future, for this land as dedicated street:

THAT, as recommended by the Director of Planning and Urban Renewal, negotiations be entered into with the Township of Kingston and Mr. Tait, the owner of the land for the "Armstrong Subdivision Road" in the Township and the 20 ft. parcel of widening within the City, for Mr. Tait to convey to the Township of Kingston either:

i) Only the 66 ft. portion of the "Armstrong Subdivision Road" where it abuts the boundary line between the City of Kingston and the Township of Kingston on the north side of Bath Road (as shown on sketch plan attached);

- or -

ii) After annexation by the Township of Kingston of the 20 ft. wide strip along the east side of "Armstrong Subdivision Road", the whole 86 ft. wide strip of land.

On the understanding that the question of fill would remain under the jurisdiction of the Cataraqui Region Conservation Authority to the extent that it can for a municipal highway, and the maintenance of the road would come under the jurisdiction of the Township of Kingston.

(Note: See Schedule "L" - 6 Pages, Report of the Chief Administrative Officer.)

CARRIED

REPORTS (Cont'd)

Report No. 86 - Chief Administrative Officer

18. That as recommended by the Administrator of Traffic, Streets and Parking a by-law be presented to Council to grant permission to the Kingston Jaycees to temporarily close Patrick Street from Balaclava Street to Quebec Street to vehicular traffic on Monday, September 3, 1979, from 6:00 a.m. to 3:00 p.m. for community purposes.

(Note: A copy of the report of the Administrator of Traffic, Streets and Parking is attached as Schedule "M" - 2 Pages.)

(See By-Law 21: No. 79-193) *CARRIED*

18. A) That notwithstanding the provisions of By-Law No. 10 permission be granted to the Grand Theatre Board of Management to erect a banner across Princess Street between Montreal and Sydenham Streets for the period September 20, 1979, to October 14, 1979, to note the celebration of the 100th birthday of the Grand Theatre.

(Note: A copy of the report of the Administrator of Traffic, Streets and Parking is attached as Schedule "N" - 1 Page.)

CARRIED

19. That as recommended by the Administrator of Traffic, Streets and Parking:

a) By-Law 79-169, a By-Law to authorize the execution of a connecting link agreement with the Ministry of Transportation and Communications for the construction of Princess Street from 196.28 metres east of Portsmouth Avenue to 191.50 metres west of the Parkway, including the widening of approaches to Princess Street on Portsmouth Avenue, be amended by decreasing the Ministry's share by $12,000 and increasing the City's share by $12,000, so that the estimated cost will now read as follows:

Total estimated cost	$485,442.21
City's share	$135,610.55
MTC share	$349,831.66

Subject to revision after the Ministry of Transportation and Communications review the City's submission on the eligibility of the remaining two-thirds of the widening on the Portsmouth Avenue approaches for connecting link subsidy of 75%.

b) That the Traffic, Streets and Parking Department budget be amended as follows:

	Increase	Decrease
Contributions from Revenue Fund		
Other Projects	$12,000.00	
Finance Contingencies		$12,000.00

REPORTS (Cont'd)

Report No. 86 - Chief Administrative Officer

19. (Cont'd)

c) That the supplementary application of subsidy monies for the widening of 2/3 of the Portsmouth Avenue approaches to Princess Street connecting link, in the amount of $48,000

City's share	$24,000
MTC share	$24,000

be approved.

(Note: The 1979 budget has been amended so that sufficient monies would be available for the supplementary application if the City's request for the 75% connecting link subsidy for the entire approach widening on Portsmouth Avenue is refused.

A copy of the report of the Administrator of Traffic, Streets and Parking is attached hereto as Schedule "O" - 10 Pages.)

(See By-Law 22: No. 79-194) *CARRIED*

Respectfully submitted,

R. Hamilton,
Chief Administrative Officer.

Schedule "A" to Report No. 86
(Page 1)

AUG 2 2 1979

MEMORANDUM

TO:	Mr. R. J. Hamilton, Chief Administrative Officer
DATE:	20th August 1979
SUBJECT:	Tender No. 79-33 for Winter Control Sand

ORIGIN

Purchasing Department - to fill the needs of the Public Works Department for sand for ice control.

ANALYSIS

A memorandum from the Director of Purchasing is attached.

Seven tenders were received with Joyceville Sand & Gravel being the lowest at $2.69/c.y.

The Director of Purchasing advises the lowest tenderer will screen the sand at the pit to remove the coarser material.

EXISTING POLICY

The lowest tender is recommended for acceptance unless there is justification for doing otherwise. The Public Works Department concur in the recommendation of the Director of Purchasing.

No other departments or agencies are involved.

FINANCIAL

The lowest tender is about 10% lower than the 1978 price.

RECOMMENDATION

That, the tender of Joyceville Sand & Gravel for the supply of 4,000 c.y. (more or less) of winter control sand at $2.69 per c.y. including screening, delivery, and stockpiling be accepted being the lowest tender received.

D. Graham, P. Eng.,
Commissioner of Works.

Schedule "A"
to Report No
(Page 2)

SUMMARY OF TENDER NO. 79-33

for

WINTER CONTROL SAND

PERIOD OF USE: Winter 1979-80
METHOD OF INVITATION: Public & Individual Notices
NO. OF INVITATIONS SENT: 23

DATE OF CALLING: July 18, 1979
DATE OF CLOSING: July 31, 1979
NO. OF TENDERS RECEIVED: 7

QUANTITY	DESCRIPTION	1 MEL SILVER SAND	2 WM. FLETCHER	3 WOOD'S SAND & GRAVEL	4 JOYCEVILLE SAND & GRAVEL	5 D. A. FOLEY	6 K. MULROONEY TRUCKING	7 R. K. NARANG
6,000 cu. yds. (more or less)	WINTER CONTROL SAND - Per Cubic Yard	2.95	2.86	2.95	2.69	2.97	2.99	3.15
	STOCKPILING & MIXING	no	.25	.30	Included	.15	Included	Included

REMARKS

1) The herein tabulation is a summary of tenders received in response to the subject invitation for Winter Control Sand.

2) Subsequent to promulgation, the bid was reduced from 6,000 cubic yards. The recommended supplier has agreed to supply the reduced quantity at the price submitted.

3) Tests conducted on samples taken from two pits, to be used as supply sources by the two lower bidders, were found to generally meet the gradation standards specified. The sample of the recommended bidder being of somewhat coarser grade. This minor deviation being adjustable by controlled mixing.

RECOMMENDATION

It is recommended for consideration that the tender (4) of JOYCEVILLE SAND & GRAVEL for the supplying of 4,000 cubic yards (more or less) Winter Control Sand @2.69 per cubic yard including delivery, screening and stockpiling be accepted being the lowest tender received.

Respectfully submitted,

M. J. Ewart, Director of Purchasing

MJE/jg

Schedule "B" to Report No. 86
(Page 1)

AUG 22 1979

Memo to Mr. R.J.Hamilton
Chief Administrative Officer

Date - August 22, 1979

Subject - Schedule for reconstruction of additional concrete sidewalks.

Origin - Some owner requested petitions were not sufficiently signed on a few sections of sidewalks in the approved local improvement sidewalk schedule.

Analysis - To make full use of fund provided in the 1979 Capital Budget, we are proposing a second schedule which contains sections of sidewalks that are in bad condition warranting reconstruction. Schedule "A" is attached. A supplementary list is attached as Schedule "B".

As it is rather late in the year to obtain necessary approvals for local improvement projects, the works in the proposed list are all general rate projects.

Financial - A transfer of funds in the 1979 Capital Budget is necessary.

Recommendation - That a by-law be passed to authorize the reconstruction of the sidewalks as listed in the attached Schedule "A" at a total estimated cost of $31,915.00 less anticipated M.T.C. subsidy of $3,725.00 as a charge to the general tax rate, and that the following transfer in the 1979 Capital Budget be approved -

	Decrease	Increase
Local Improvement sidewalks - miscellaneous	$25.000.	
General Rate - Sidewalks - miscellaneous		$25,000.

D.Graham, P.Eng
Commissioner of Works

pl/gg
att.2

Schedule "B" to Report No. 86
(Page 2)

SCHEDULE "A".

REVISED GENERAL RATE SIDEWALK RECONSTRUCTION SUPPLEMENTARY LIST FOR 1979

STREET	SIDE	TYPE	FROM	TO	WIDTH EXIST.	WIDTH PROP.	COST
Brock Street	N	A	7.92 W. of Albert St.	Wl'y 68.732 m	1.37	1.5	$ 4,279.00
Alfred Street	E	A	Union St.	Nl'y 41.453 m	1.5	1.5	$ 2,922.00
Union Street	N	A	Alfred St.	El'y 39.624 m	1.5	1.5	$ 1,897.00
Markland Street	S	A	15.44 m W. of Montreal St.	Wl'y 25.908 m	1.22	1.5	$ 1,712.00
College Street	E	A	3 m S. of Johnson St.	Sl'y 49.073 m	1.5	1.5	$ 3,050.00
Dundas Street	S	A	MacDonnell St.	Toronto St.	1.22	1.5	$ 5,787.00
Montreal Street	E	A	Raglan Rd.	Nl'y 55.169 m	1.5	1.5	$ 3,434.00
Hamilton Street	N	A	Chatham St.	Wl'y 50.9 m	1.22	1.5	$ 3,170.00
Rideau Street	W	A	Bay St.	Sl'y 29.26 m	1.5	1.5	$ 1,832.00
Rideau Street	W	A	Ordnance St.	Nl'y 29.56 m	1.5	1.5	$ 1,840.00
Prime Street	E	A	3.05 m S. of Chestnut St.	Sl'y 32.004 m	1.22	1.5	$ 1,992.00
							$31,915.00
				Anticipated M.T.C. Subsidy			-3,725.00
							$28,190.00

Schedule "B" to Report No. 86
(Page 3)

SCHEDULE "B"

ALTERNATIVE REVISED GENERAL RATE SIDEWALK RECONSTRUCTION SUPPLEMENTARY LIST FOR 1979

STREET	SIDE	TYPE	FROM	TO	WIDTH EXIST.	 PROP.	COST
Alfred Street	E	A	49.22 m S. of Princess St.	Sl'y 59.43 m	1.5	1.5	$ 3,700.00
Ontario Street	E	A	9.69 m S. of Barrack St.	Sl'y 13.868 m	1.5	1.5	$ 863.00
Prime Street	W	A	Chestnut St.	York St.	1.22	1.5	$ 5,300.00
Earl Street	N	A	Clergy St.	El'y 134.4 m	1.5	1.5	$ 8,350.00
Mack Street	S	A	Toronto St.	Wl'y 62.484 m	1.22	1.5	$ 4,200.00
Toronto Street	W	A	12.9 m N. of Johnson St.	Nl'y 27.127 m	1.22	1.5	$ 1,688.00
Toronto Street	E	A	1.524 m N. of Brock St.	To Mack St.	1.37	1.5	$8,250.00
College Street	W	A	Johnson Street	Nl'y 44.196 m	1.37	1.5	$ 2,750.00
							$35,101.00

Schedule "C" to Report No. 86
(Page 1)

AUG 2 2 197

Memo to - Mr. R.J.Hamilton, Chief Administrative Officer

Date - August 22, 1979

Subject - Additional Resurfacing

Origin - Council authorized the preparation of a schedule of additional resurfacing in the amount of approximately $24,000. as it was reported that unexpended debenture proceeds for resurfacing had been credited to charges for net long term liability - roads.

Analysis - It is proposed that the work take three forms -

1. Surface treatment of macadam roads. Some reduction was made in this work at budget time.
2. Sealing of asphalt pavements with minor cracks to keep water out of base.
3. Overlay rough and cracked pavements with asphalt. This is shown on Schedule "A" attached.

Item 2 is proposed on limited scale as trial project. It is used in large quantities as a preventive maintenance measure to extend pavement life by some Cities. It is also proposed that this trial, not to exceed $2000. in cost, be authorized to be done by Flintkote due to the time of the year on the understanding that any future work of this type of seal would be by the lowest quote or tender.

Financial - The necessary Current Budget transfers are included in the recommendation.

Recommendation - That the work outlined in Schedule "A" be approved with Part I being done by day labour, Part II by The Flintkote Co., and Part III by a tender call and that the following transfer in the 1979 Current Budget be approved -

Account		Increase	Decrease
314-71	Charges for Long Term Liability		$24,400.
314-22	Asphalt Surface Treatment	$3,000.	
314-01	Contractural Services	$21,400.	

D.Graham, P.Eng
Commissioner of Works

DG/gg
att. 1

Schedule "C" to Report No. 86
(Page 2)

Schedule "A"

Additional Resurfacing

Part I - Surface Treatment	$ 3,000.
Dunkirk Ave., Alfred to Fergus St Lorne St., Seventh to Fourth Ave	
Part II - Sealing - Slurry Seal	$ 2,000.
Richardson Drive - Robert Wallace (N) to Bonnycastle	
Part III - Overlay	$19,400.
Morenz Cres - south leg Van Order Dr., Norman Rogers (N) to Metcalfe (S) Union St., University to Division St Charles St., Montreal to Patrick St Helen St., Mack to Carruthers Ave	
Total	$24,400.

Schedule "D" to Report No. 86
(Page 1)

MEMORANDUM

AUG 22 1979

TO: Mr. R. J. Hamilton,
Chief Administrative Officer

DATE: August 17, 1979

SUBJECT: Reconstruction of concrete sidewalk 1.5 m (4.9') wide in (1) Brock Street north side from Napier to easterly 112.47 m (369') and (2) Napier Street east side from Brock Street to northerly 4.876 m (16').

ORIGIN A sufficiently signed petition has been received for the above mentioned work.

ANALYSIS The sidewalk is in bad condition and is included in the previously approved sidewalk schedule.

FINANCE Adequate funds are available in 1979 Capital Budget.

RECOMMENDATION That, since a sufficiently signed petition has been received, a by-law be passed to authorize the reconstruction of concrete sidewalk 1.5 m (4.9') wide in (1) Brock Street north side from Napier Street to easterly 112.47 (369') and (2) Napier Street east side from Brock Street to northerly 4.876 m (16') under the provision of Section 7 of the Local Improvement Act to carry out the work.

Total estimated cost	$8,122.00
Owner's share	$3,369.22
M.T.C. subsidy	$1,276.00
City's share	$3,476.78
Debenture amount	$6,846.00

PL/ms

D. Graham, P. Eng.,
Commissioner of Works.

Schedule "E" to Report No. 86
(Page 1)

AUG 22 1979

MEMORANDUM

TO: Mr. R. J. Hamilton, Chief Administrative Officer

DATE: August 17, 1979

SUBJECT: Construct 400 mm Watermain (cost over 300 mm assumed by City) in Ontario Street east side from Clarence Street to Johnson Street.

ORIGIN A sufficiently signed petition for the above described work has been received.

ANALYSIS Due to the demand of the Paron Development, the proposed watermain is requested in the development agreement between the City and Paron Construction (Kingston) Inc.

FINANCIAL The Corporation's share share shown below consists of $13,100.00 which the PUC will pay as oversizing and $6,999.55 which the Developer will pay by agreement to cover cost of work in the intersections.

RECOMMENDATION That, since a sufficiently signed petition has been received, a by-law be passed to authorize the construction of 400 mm watermain on the east side of Ontario Street from Clarence Street to Johnson Street under the provision of Section 7 of the Local Improvement Act.

Total estimated cost	$44,528.00
Corporation's share	$20,099.55
Owners' share	$24,428.45
Total Debenture amount	$31,428.00

AND, that the following transfer in the 1979 Capital Budget be approved -

Local Improvement Watermains	Increase	Decrease
Cowdy - Russell to Thomas		$1,428
Ontario - Clarence to Johnson	$1,428	

$30,000 having been provided for this project in the Capital Budget.

D. Graham, P. Eng.
Commissioner of Works

DG/ms

Schedule "F" to Report No. 86
(Page 1)

AUG 2 2 1979

MEMORANDUM

TO:	Mr. R. J. Hamilton, Chief Administrative Officer
DATE:	17 August 1979
SUBJECT:	Tender No. 79-34 Ice Control Salt

ORIGIN

Purchasing Department - to meet the requirements of the Public Works Department for salt used on the roads and walks for ice control.

ANALYSIS

A memorandum from the Director of Purchasing is attached.

TENDERS

Canadian Salt	- $21.34 per ton
Domtar	- $21.15 per ton

Both companies have supplied our needs for salt at various times satisfactorily.

EXISTING POLICY

The lower tender is recommended unless there is justification for doing otherwise. The Public Works Department concur in the recommendation of the Director of Purchasing.

No other departments or agencies are involved.

FINANCIAL

The lower tender is about 7% above the 1978 price which is not unreasonable.

RECOMMENDATION

That, the tender of Domtar Chemicals Ltd. for the supply of 4,000 tons (more or less) at $21.15 per ton of course-crushed rock salt for ice control purposes be accepted being the lower tender received.

D. Graham, P. Eng.,
Commissioner of Works.

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE
Director of Purchasing

CITY HALL
KINGSTON, ONTARIO

[illegible] 16 [illegible]

MEMORANDUM

TO: Mr. D. Graham, Commissioner of Works

FROM: Mr. M. J. Ewart, Director of Purchasing

SUBJECT: Tender No. 79-34 - Ice Control Salt

DATE: August 14, 1979

Two tenders only, as setout hereunder, have been received in response to the subject invitation, covering an estimated requirement of 4,000 tons (more or less) of coarse-crushed rock salt for ice control purposes.

CANADIAN SALT COMPANY LIMITED	- $21.34 PER TON
DOMTAR CHEMICALS LIMITED	- $21.15 PER TON

The foregoing prices are based on bulk truck delivery and include Ontario Retail Sales tax.

While the above price is approximately $1.33 per ton higher than the 1978 price, $.73 is attributable to increases in freight and provincial sales tax. The lowest price is approximately $.29 per ton less than that accepted by the Ministry of Transportation and Communications for deliveries in this area.

I would recommend for consideration that the tender of DOMTAR CHEMICALS LIMITED be accepted, being the lower tender received.

Yours very truly,

M. J. Ewart,
Director of Purchasing.

MJE/jg

cc: Mr. B. G. Cousens;
Mr. R. J. Hamilton.

Schedule "G" to Report No. 86
(Page 1)

MEMORANDUM

AUG 22 1979

TO: Mr. R. J. Hamilton
Chief Administrative Officer

DATE: August 17, 1979

FROM: Mr. D. Graham, P. Eng.
Commissioner of Works

SUBJECT Reconstruction of concrete sidewalk 1.5 m (4.9') wide in Princess Street north side from 24.50 m (80.5') west of Alfred Street to westerly 36.42 m (119.5').

ORIGIN A sufficiently signed petition has been received for the above defined work.

ANALYSIS The walk is in bad condition and is included in the previously approved schedule.

FINANCIAL Adequate funds are provided in the 1979 Capital Budget.

RECOMMENDATION That, since a sufficiently signed petition has been received, a by-law be passed to authorize the reconstruction of concrete sidewalk 1.5 m (4.9') wide in Princess Street north side from 24.50 m (80.5') west of Alfred Street to westerly 36.42 m (119.5') under the provisions of Section 7, Local Improvement Act to carry out the work.

Total estimated cost	$2,400.00
Owner's Share	$1,034.61
City's Share	$1,365.39
Debenture Amount	$2,400.00

D. Graham, P. Eng.
Commissioner of Works

DG/jc

Schedule "H" to Report No. 86
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 2-1

August 17, 1979

MEMORANDUM

TO: Mayor Keyes and Members of Council

FROM: R.J. Hamilton, C.A.O.

RE: BLASTING IN THE CITY OF KINGSTON

A meeting was held on Friday, August 17th, 1979 at 9:30 in the Frontenac Room with the following persons in attendance - Messrs. Graham, Jackson, Ruttan and Hamilton.

The matters concerning blasting in the City of Kingston were reviewed, however the existing clause that the Department of Public Works exercise in their contracts, is to be carried on. Mr. Graham further indicated that he had been in touch with the Public Utilities Commission who in turn will use the said condition in all future contracts that they would be involved in.

Council will note the following wording of this clause is as follows:

> "8(b) If blasting is required under this Contract the Contractor is to provide the Engineer with a written report from a blasting expert, acceptable to the City, which from the site conditions (e.g. nature of rock, type of buildings, other utilities etc.) establishes the recommended blasting patterns and the limits of the "possible" blasting damage area.
>
> In conjunction with the report, the Contractor is to arrange for pre-blast survey of all buildings within the designated "possible" blasting damage area. A copy of this survey is to be made available to the City prior to commencement of blasting."

Mr. Ruttan and Mr. Jackson had various comments about these matters as set out in the attached reports. However it is felt that the proposed action suggested by Mr. Graham would seem to be in order and would answer the queries by Aldermen Matthews and McArthur as per their Notice of Motion.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

Schedule "H" to Report No. 86
(Page 2)

cc: Mr Hamilton

JUL 17 1979

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE
City Solicitor
Our Ref. No. L-16

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

M E M O R A N D U M

TO: Mr. D. Graham,
Commissioner of Works

FROM: Mr. Norman C. Jackson,
City Solicitor

DATE: July 17, 1979

RE: Blasting

The resolution from City Council would require that blasting be prohibited until a residence within a number of feet, to be determined by the Commissioner of Works, has been inspected by the City, the contractor, and the owner. You have asked me whether there is authority in The Municipal Act that would allow the City to pass such a by-law regulating blasting.

Paragraph 9 of Subsection 1 of Section 354 of The Municipal Act permits the passing of by-laws for regulating the keeping, storing and transportation of explosives. The Municipal Act does not, therefore, specifically allow the passing of a by-law regulating the use of explosives. I was involved in a Supreme Court case in Ottawa where the City passed such a by-law regulating use under the word "keeping" in The Municipal Act. Although the word "keeping" has been defined in many different ways similar to use, it was the finding of the Court that the word "keeping" in The Municipal Act does not allow the municipality to pass a by-law dealing specifically with use.

The City of Ottawa does in fact have such a by-law as a result of obtaining a Private Bill from the Legislature of Ontario, allowing the passing of their by-law. Section 242 of The Municipal Act allows the passing of by-laws for the health, safety and welfare of the inhabitants in matters not specifically provided for by this Act. Since the previously referred to section, Section 354, does regulate keeping, storing and transportation of explosives, but not the use, the passing of such a by-law under the general section, Section 242, could possibly result in a Court ruling that the City did not have the satisfactory authority to pass the by-law. If the

.../2

- 2 -

Mr. D. Graham,
Commissioner of Works

July 17, 1979

City wishes to legislate such a by-law, it would be best to seek special legislation from the Province of Ontario.

I would point out that The Construction Safety Act, R.S.O. 1970, Chapter 81, does regulate explosives as well, in Regulation 127. Section 96 of that regulation requires that a competent person by appointed to be in charge of and personally present at all blasting operations and that person shall enforce his orders and directions and shall supervise the fixing of all charges and other blasting operations. No person under the regulation who is inexperienced in handling dynamite or other high explosives shall handle, transport, prepare or use dynamite or other explosives unless the inexperienced person works under the personal supervision of a person with experience in blasting operations.

N Jackson

Norman C. Jackson,
City Solicitor

NCJ/ks

cc: Mr. R.J. Hamilton,
Chief Administrative Officer

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE
Chief Building Official.

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

2nd August, 1979

Mr. R. J. Hamilton,
C.A.O.
City Hall.

RE: Blasting

Dear Sir:

In the past twenty-five years this Department has had very few complaints in regard to damage caused by blasting at construction sites. The complaints have been mostly from shockwaves and have occurred at a great distance from the construction site. This is due to the formation of the rock strata creating vibrations.

It has always been the policy of construction firms before blasting starts, that a pre-examination of buildings in a designated area is made by the contractor and a representative of their insurance firm, engineers and architects.

In this way, several important criteria are established.

1. *The exact conditions of adjacent buildings may be established prior to work starting;*
2. *Blasting work is started and later continued under properly controlled conditions with seismorgraph recordings being taken to ensure proper vibration limits;*
3. *Any unfounded claim for damages as a result of such construction operations can usually be refuted with the pre-construction inspection report. This usually contains measurements of cracks or other damage and is accompanied by photographs and seismograph recordings already on file.*

It thus becomes evident that with suitable control program any blasting job may be adequately supervised and monitored to prevent actual damage and also to protect the owner against unfounded damage claims.

To provide for the above an expert in the field of rock formation would be required and further, he would have to be well qualified in the use of a seismograph recording instrument. There are also many types of explosives that a person should be qualified in.

At present there are regulations in the 1973 Construction Safety Act of Ontario, Section 104-113, in regard to where explosives are to be used.

In 1965 the City proposed a By-Law to regulate the storage, handling and use of explosives, however it was not approved at that time.

Yours truly,

R. B. Ruttan,
Chief Building Official.

Schedule "I" to Report No. 86
(Page 1)

MEMORANDUM

TO: R. J. Hamilton, C.A.O.

FROM: W. D. Stevens, Commissioner of Industries and Airport Administrator

DATE: August 21, 1979

SUBJECT: AIRPORT - Accounts - E. S. Fox Limited - Runway End Marker Strobe Lights

---

ORIGIN: Inquiry No. 78-72 and Agreement dated December 8, 1978, between E. S. Fox Limited and the Corporation of the City of Kingston for the supply and installation of marker strobe lights at both ends of Runway 19L, Norman Rogers Airport, for a total tender price of $21,000.00.

ANALYSIS: Installation of the runway end marker strobe lights and necessary wiring to the control panel has been completed by the contractor.

Final inspection of the installation by Ontario Hydro and acceptance by Transport Canada are pending.

FINANCIAL CONSIDERATIONS: The necessary funds have been allocated for this installation (1978).

RECOMMENDATION: That the accounts of E. S. Fox Limited in the total amount of $3,570.00, together with a partial release of holdback in the amount of $4,280.00, totalling $7,850.00, for the supply and installation of runway end marker strobe lights at the Norman Rogers Airport, be paid.

NOTE: 15% holdback ($3,150.) will be retained until final inspection of the installation by Ontario Hydro and acceptance by Transport Canada.

Respectfully submitted,

W. D. Stevens

W. David Stevens, A.M.E.I.C.
Commissioner of Industries
and Airport Administrator

WDS/c

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 1-2.1-1

August 23, 1979

MEMORANDUM

TO: Mayor Keyes and Members of Council

FROM: R.J. Hamilton, C.A.O.

RE: AIRPORT - Roof Maintenance
- Hangars No. 3 and 4

Hangar No. 3 houses Kingston Tennis World at the present time. The rental is $12,000. per annum.

The City is liable for roof repairs and lost court time due to any roof leaks. The City has spent an amount of $9,454.41 during the winter of 78-79. The City could be held responsible for a considerable sum due to squash courts with considerable wood material involved.

Hangar No. 4 is used to lease space for aircraft.

D. & M. Barr Aircraft Maintenance, lease a small area. The total rental is $10,000. per annum.

The total revenue of $22,000. per annum suggests that the roof repairs will take up approximately two years of our revenues.

The work under the tender is allocated as follows

Hangar No. 3	-	$40,432.00
Less Credit	-	2,000.00
		$38,432.00
Hangar No. 4	-	$ 7,448.00

It is obvious that this work must be done as soon as possible. If this contract is awarded it should be commenced as quickly as possible during the summer and fall months.

We recommend that the tender be awarded and the extra amount be taken from contingencies.

R.J. Hamilton,
C.A.O.

RJH/sd

AUG 22 1979

MEMORANDUM

TO: R. J. Hamilton, C.A.O.

FROM: W. D. Stevens, Commissioner of Industries and Airport Administrator

DATE: August 22, 1979

SUBJECT: AIRPORT - Roof Maintenance - Hangars No. 3 and 4

ORIGIN: By lease agreement dated July 14, 1978, between Pesmo Limited (Kingston Tennis World) and the Corporation of the City of Kingston, the City is responsible for roof maintenance of Hangar No. 3 and for lost court time resulting from roof leaks.

ANALYSIS: Attached as Schedule "A" is a copy of Summary of Proposals for Tender No. 79-32 for Roof Repairs and Roof Maintenance, Hangars No. 3 and 4, Norman Rogers Airport, submitted by the Director of Purchasing.

In 1978, Texas Refinery Corp. engaged Watertite Roofing to complete the installation of expansion joints, effect repair of several longitudinal cracks and other badly deteriorated roof sections on Hangar No. 3. The expansion joints were formed from galvanized sheet and supplied by the City. All other roofing materials and labour were provided by Texas Refinery Corp. No leaks have occurred in the repair work completed by Watertite Roofing on either roofs of Hangar No. 3 or 4.

During the repair work it was recommended by Watertite that consideration should be given to installing new flashing and recovering a complete section or two of these roofs on an annual maintenance basis, commencing with the southerly two sections of roof, Hangar No. 3; these being the most critical areas with respect to possible liability resulting from water damage. It was also recommended that an annual roof maintenance program be undertaken for the remainder of the roof on Hangar No. 3 and Hangar No. 4.

ALTERNATIVES: PART B: Rates applicable to 2 year maintenance repair service contract:

AS RECOMMENDED BY DIRECTOR OF PURCHASING -

R. E. Harding Limited

AS RECOMMENDED BY COMMISSIONER OF INDUSTRIES AND AIRPORT ADMINISTRATOR -

Watertite Roofing

Inasmuch as Watertite Roofing has been recommended by the Director of Purchasing for the repair of Hangar No. 4, it is recommended that continuing maintenance of this roof should also be awarded to Watertite Roofing so as to avoid undivided responsibility and ensure compatibility of materials.

...2/

Schedule "J" to Report No. 86
(Page 3)

R. J. Hamilton, C.A.O.

PAGE TWO
August 22, 1979

Re: Roof Maintenance - Hangars No. 3 and 4 continued

EXISTING POLICY: During the winter of 1978-79, it was the policy to contact various roofing contractors when roof leaks occurred. Problems were experienced in emergency situations in finding a roofing contractor with manpower immediately available and unavoidable delays due to weather conditions and, therefore, this policy has not proved to be satisfactory.

FINANCIAL CONSIDERATIONS: Part A, Alternate 1, Replace Complete Roof Hangar No. 3, flashing not included

R. E. Harding Limited		$40,432.00
W. R. Grace Co. (material credit)	-	2,000.00
		$38,432.00
Part A, Section 3, Repair Hangar No. 4		
Watertite Roofing		7,448.50
		$45,880.50
Unencumbered balance - Airport Building Maintenance account	-	7,800.00
Deficit		$38,080.50

RECOMMENDATIONS: That Tender No. 79-32 for roof repairs and maintenance, Hangars No. 3 and 4, Norman Rogers Airport, be awarded as follows:

Part A, Alternate 1, complete roof covering Hangar No. 3 to R. E. HARDING LIMITED and W. R. GRACE CO. for $38,432.00;

Part A, Section C, repair Hangar No. 4 roof to WATERTITE ROOFING for $7,448.50;

Part B, two year maintenance repair service contract to WATERTITE ROOFING;

- and -

that $38,080.50 be requested from Finance Contingencies for this project.

Respectfully submitted,

W. D. Stevens

W. David Stevens, A.M.E.I.C.
Commissioner of Industries
and Airport Administrator

WDS/c

Attachment

SCHEDULE "A"

SCHEDULE "J" to
Report No. 86
(Page 4)

SUMMARY OF TENDER NO. 79-32
for
ROOF REPAIRS & ROOF MAINTENANCE
HANGARS NO. 3 & 4 NORMAN ROGERS AIRPORT

DESCRIPTION	R.E. HARDING LIMITED	QUINTAL & ENGLAND LTD.	WATERTITE ROOFING
PART A:			
ROOF REPAIRS			
SECTION A (replacement ½ roof Hangar No. 3)	39,606.00	-	27,203.50
SECTION B (repair balance Hangar No. 3)	18.00 per hr. on all work, material markup 12%		5,485.00
SECTION C (repair Hangar No. 4)			7,448.50 ✓
PART B:			
RATES APPLICABLE TO 2 YR. MAINTENANCE REPAIR SERVICE CONTRACT:			
ROOF FOREMAN	18.00 ✓	18.25	14.00
ROOFERS	18.00	18.00	11.00
SHEET METAL WORKER	21.00	22.00	-
SHEET METAL APPRENTICE	21.00	-	-
LABOURERS	18.00	18.00	6.50
MARKUP %	12%	10%	29%

SUMMARY OF PROPOSALS
for
REROOFING ALL HANGAR NO. 3
NORMAN ROGERS AIRPORT

QUINTAL & ENGLAND LIMITED		R.E. HARDING LIMITED
ALT. 1 -	51,719.00	40,432.00 ✓ *
ALT. 2 -	63,620.00	53,356.00 *
		* Does not include allowance for insulation replacement or decking if necessary

ALT. NO. 1 & NO. 2 COVER RECOVERING OF COMPLETE ROOF OF HANGAR NO. 3

..../continued on page two

SUMMARY OF TENDER NO. 79-32

REMARKS

The above tabulations are setout to permit the comparative evaluation of tenders versus proposals received subsequent to the closing of tenders. Tender No. 79-32 was invited in two parts; Part A covering repair, and Part B for the establishment of a two year agreement on a time and material basis for the general maintenance of the balance of such roofs not covered under Part A.

The extent of repairs under Part A were aligned to a need consistent with budgetary allotment giving partial recognition to obligations in pursuance of lease commitments.

The stipulated proposals Part A as herein tabulated were consequently broken down into three sections as follows:

Section A - covering the repair or replacement and recoating of the southerly half of Hangar No. 3;

Section B - to patch/repair the balance of No. 3;

Section C - to patch/repair Hangar No. 4.

The two submissions under Part A reflect boths schools of installation technology for built-up roofs; the lower being based upon a "cold" application process to be applied over existing roof surface and the higher being based upon the "hot" application process involving the stripping of all existing roof materials to the original wood decking and the provision and installation of new insulation overlayed with weatherproof felt laminates hot lapped with final tar and gravel coating.

Both bids carry a warranty of two years as called for, which appears to be about the maximum period for which one can expect receptive response by roofing installers.

The capability of conventional built-up roofs to withstand the elements, both physical and climatic, without constant maintenance is highly improbable. The fact that insurance companies have long discontinued the underwriting of roof bonds, and the limited two year warranty adopted by the Canadian Roofing Contractors' Association lends credence to this statement.

High maintenance associated with built-up roofs is compounded by inherent features of the building such as the extent of surface and the resulting thermal linear movement, as well as such extrinsic factors as wind lift and load, all of which being further compounded by structural distortion through stress and age.

****

Subsequent to the receipt of tenders, representations were made by W. R. Grace Company Limited, requesting consideration of their CRM inverted roofing system.

Proposals submitted by their approved installers in this area have been setout herein. These submissions are based on two sets of specifications compiled by them subsequent to the inspection of the buildings by their technical and engineering staff.

SUMMARY OF TENDER NO. 79-32

Continued . . .

REMARKS

In general the CRM membrane is a cold applied system produced of rubberized asphalt and high density plastic film. It purportedly has a high tensile strength combined with the ability to remain flexible at wide temperature ranges. Alternate 1 as shown covers standard application as illustrated by samples herewith overcoated with a reflective paint to reduce surface heat and the deleterious effect of ultraviolet penetration. Alternate 2 is based on standard installation as per sample overcoated with elastomeric type of asphalt overlayed with gravel as a counteractant to the same ambient conditions as above but with recognized greater durability.

Subsequent to the receipt of proposals, I approached the W. R. Grace representative to determine:-

1) What promotional consideration they might be disposed to offer;

2) Whether or not they were prepared to provide for an extended warranty beyond the normal two year CRCA conditional agreement.

Mr. Yule, Sales Manager, W. R. Grace Company Limited, has agreed to confirm a material allowance through the installer and to provide an open warranty on the material, and promised that any defect reported to W. R. Grace would be acted upon within forty-eight hours. The $2,000.00 allowance being applicable to either Alternates 1 or 2 and would reduce these sums accordingly.

RECOMMENDATION

It is recommended for consideration that:

1) sections A and B of Part A of the tender be not accepted;

2) that the tender of Watertite Roofing covering the patch/repair of Hangar No. 4 in the amount of $7,448.50 be accepted;

3) that the Alternate 1 proposal of R. E. Harding Limited, in the amount of $40,432.00 be accepted subject to:

    i) the application of the $2,000.00 material credit of W. R. Grace Co. Ltd., to the above referenced amount;

    ii) the entering of a warranty agreement satisfactory to the City Solicitor with W. R. Grace Co. Ltd. and R. E. Harding Ltd., (it is emphasized that the net figure of $38,432.00 covers the replacement of the complete roof whereas any of the amounts shown under Section A of the tender would only cover one-half of the roofed area).

4) that Part B of Tender No. 79-32 be accepted in favour of R. E. Harding Limited for maintenance repair service contract covering a period of two years at an established labour rates and material markup as shown.

Respectfully submitted,

M. J. Ewart, Director of Purchasing.

MJE/jg

Schedule "J" to Report No. 86
(Page 7)

January 15, 1979

MEMO TO FILE:

Re: AIRPORT - Costs Incurred - Leaking Roof
Hangar No. 3

DATE	NATURE OF INVOICE	AMOUNT $	TOTAL $
November, 1978	R. E. Harding Limited repair	40.00	
December 13/78	R. E. Harding Limited repair over court in N/W corner Court #3	113.68	153.68
January 14/79	Kingston Tennis World lost court time, clean-up	104.00	257.68
Jan. 24, 25, 26/79	Kingston Tennis World lost court time, Court #3, hallway and Ladies Locker Room, Clean-up	336.00	593.68
March ~~6~~5/79	Kingston Tennis World lost court time, Court #3, Clean up	124.00	717.68
March ~~6~~5/79	Kingston Tennis World Replace Ceiling Tile Material and Labour	49.45	767.13
March 30/79	Quintal & England Ltd. Leak found Feb. 19/79 along squash court wall near heater, repaired Roof Feb. 21/22/79	2,251.86	3,018.99
May 9, 1979	Quintal & England Ltd. Leak found over racquet ball court, Court 3 heater stack, Ladies washroom, along walkway	1,855.42	4,874.41

Schedule "K" to Report No. 86
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 12-7

August 23, 1979

MEMORANDUM

TO: Mayor Keyes and Members of Council

FROM: R.J. Hamilton, C.A.O.

RE: BILL 103 - The Municipal Amendment Act

We are forwarding herewith a report from Mr. N.C. Jackson, wherein he is recommending that the penalty clauses of our by-laws be amended in accordance with the new legislation.

We therefore endorse the recommendation of Mr. Jackson at this time and request Council's approval.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

Schedule "K" to Report No. 86
(Page 2)

AUG 17 1979

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE
City Solicitor
Our Ref. No. B-16

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

MEMORANDUM

TO: Mr. R.J. Hamilton,
Chief Administrative Officer

FROM: Mr. Norman C. Jackson,
City Solicitor

DATE: August 16, 1979

RE: Bill 103 - The Municipal Amendment Act

Enclosed please find a copy of Section 11 of this Bill, which proposes to add Section 469(a) to The Municipal Act. The effect of this provision, which other cities have applied for by special legislation in the past and obtained, is to allow the City to pass an amending by-law to add to the penalty section of any by-law the power to allow the Judge who hears the case to, in addition to imposing a fine, impose an Order prohibiting the continuation or repetition of the offence by the person convicted. In my experience this is a most useful section in the case of repeaters of violations of municipal by-laws, in particular the property standards by-law, the noise control by-law, the zoning by-law, and the dog and cat by-law, although it can be applied to others as well.

I recommend that the penalty section of the above noted by-laws be amended in accordance with this new legislation so that the Judge hearing the case in Provincial Court may make an Order prohibiting the continuation of the offence. If this power is implemented and the Judge makes such an Order and the Order is not obeyed, a person who violates the order could be brought back before the Court on charges of contempt and unless the matter was remedied, the person could be jailed or otherwise appropriately dealt with by the Court.

This amendment could greatly facilitate the administration of a number of City by-laws when individuals are fined and do not comply with the by-law and it is necessary to charge them again and again. A list of the by-laws that should be amended is included herewith. Bill 103 Received Royal Assent on June 22, 1979 and is now in effect.

N Jackson

Norman C. Jackson,
City Solicitor

NCJ/ks
Enclosures

129. For prohibiting, regulating and inspecting the discharge of any gaseous, liquid or solid matter into land drainage works, private branch drains and connections to any sewer, sewer system or sewage works for the carrying away of domestic sewage or industrial wastes or both, whether connected to a treatment works or not. Control of sewage

(*a*) A person appointed by the council to carry out inspections under this paragraph may, for the purpose of carrying out such inspections, enter in or upon any land or premises except land or premises being used as a dwelling at any time without a warrant, and may take such tests and samples as are necessary for the purposes of the inspection.

8. Clause *b* of paragraph 8 of section 363 of the said Act is repealed. s. 363, par. 8 (*b*), repealed

9. Subsection 2 of section 450 of the said Act, as amended by the Statutes of Ontario, 1971, chapter 81, section 5 and 1978, chapter 87, section 40, is repealed and the following substituted therefor: s. 450 (2), re-enacted

(2) No highway less than twenty metres in width shall be laid out by the council of the municipality without the approval of the Minister or by any owner of land without the approval of the council of the municipality and of the Minister. Width of highways

10. Paragraph 1 of section 454 of the said Act is repealed and the following substituted therefor: s. 454, par. 1, re-enacted

1. For leasing or licensing the use of untravelled portions of highways under the jurisdiction of the council, except highways that are extensions or connecting links of the King's Highway, to the owners or occupants of adjoining property for such consideration and upon such terms and conditions as may be agreed. Leasing and licensing untravelled portions of highways

11. The said Act is amended by adding thereto the following section: s. 469*a*, enacted

469*a*. Where any by-law of a municipality or of a local board thereof, passed under the authority of this or any other general or special Act, is contravened and a conviction entered, in addition to any other remedy and to any penalty imposed by the by-law, the court in which the conviction has been entered, and any court of competent jurisdiction thereafter, may make an order prohibiting the continuation or repetition of the offence by the person convicted. Power to restrain by order when conviction entered

12. Subsection 1 of section 517 of the said Act is repealed and the following substituted therefor: s. 517 (1), re-enacted

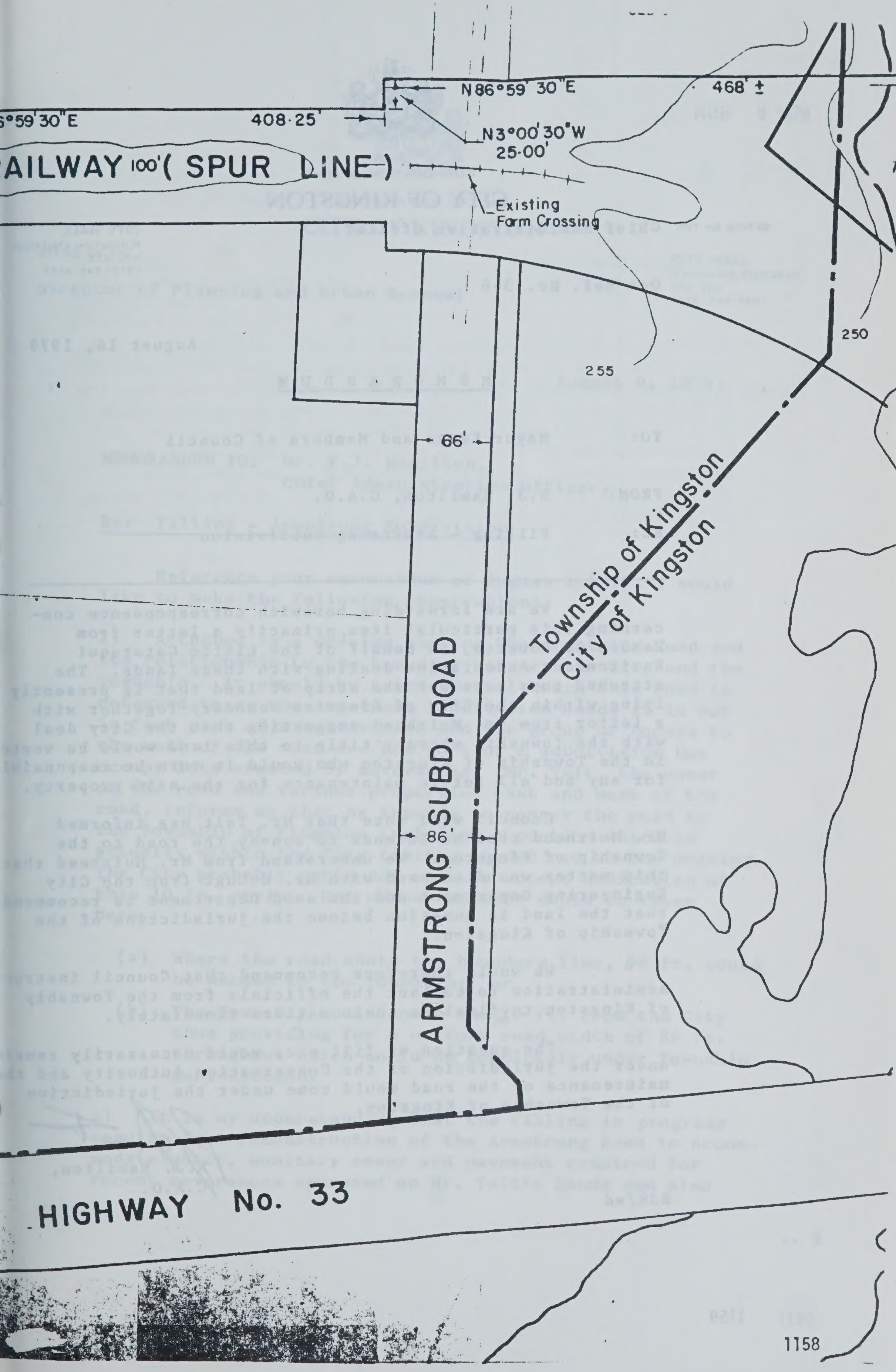
(1) The council of any municipality may by by-law provide that where the sum of the taxes for which any person is chargeable in Minimum tax

Schedule "K" to Report No. 86
(Page 4)

BY-LAWS TO BE AMENDED TO PROVIDE FOR NEW PROVISIONS IN PENALTY SECTIONS UNDER BILL 103 - THE MUNICIPAL AMENDMENT ACT, 1979

BY-LAW NO.	SUBJECT
3	Licencing Plumbers
7	Licencing (General)
8	Dogs and Cats
10	Streets
19	Parks
24	Traffic
39	General Penalties
2566	Electricians (Licencing)
2958	Signs (Licencing)
8499	Zoning
8597	Property Standards
9309	Noise Control
79-26	Smoking

Schedule "L" to Report No. 86
(Page 1)


N86°59'30"E
468' ±
6°59'30"E
408·25'
N3°00'30"W
25·00'
AILWAY 100'(SPUR LINE)
Existing
Farm Crossing
250
255
66'
Township of Kingston
City of Kingston
ARMSTRONG SUBD. ROAD
86'
HIGHWAY No. 33

Schedule "L" to Report No. 86
(Page 2)

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 3-6

August 14, 1979

MEMORANDUM

TO: Mayor Keyes and Members of Council

FROM: R.J. Hamilton, C.A.O.

RE: Filling - Armstrong Subdivision

We are forwarding herewith correspondence concerning this particular item, primarily a letter from Leslie G. Roberts, on behalf of the Little Cataraqui Environment Association dealing with these lands. The attached copy sets out the strip of land that is presently lying within the City of Kingston boundary together with a letter from Mr. Muirhead suggesting that the City deal with the Township whereby title to this land would be vested in the Township of Kingston who would in turn be responsible for any and all future maintenance for the said property.

Council will note that Mr. Tait has informed Mr. Muirhead that he intends to convey the road to the Township of Kingston. We understand from Mr. Muirhead that this matter was discussed with Mr. deLugt from the City Engineering Department and the said Department is recommendi that the land in question become the jurisdiction of the Township of Kingston.

We would therefore recommend that Council instruct Administration to contact the officials from the Township of Kingston to finalize these matters immediately.

The question of fill etc. would necessarily remain under the jurisdiction of the Conservation Authority and the maintenance of the road would come under the jurisdiction of the Township of Kingston.

R.J. Hamilton,
C.A.O.

RJH/sd

Schedule "L" to Report No. 86
(Page 3)

AUG 9 1979

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE
Director of Planning and Urban Renewal

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

August 9, 1979.

MEMORANDUM TO: Mr. R.J. Hamilton,
Chief Administrative Officer.

Re: Filling - Armstrong Subdivision

Reference your memorandum of August 1st/79, I would like to make the following observations:

1) Attached is a drawing showing the Armstrong Road and its relationship to the boundary between the City and the Township. It should be noted that although this road is referred to as the Armstrong Subdivision Road, it is not in fact part of a subdivision and the group of houses to the west of the road are not part of a subdivision but occupy lots created by severances. Mr. Tait, the owner of the road and various properties east and west of the road, informs me that he intends to convey the road to the Township of Kingston including a portion which is actually within the City limits, shaded red on the drawing. The City probably would not want to accept dedication of this 20 ft. strip. One of two actions could be taken here.

(a) Where the road abuts the boundary line, 66 ft. could be deeded to the Township; or

(b) The Township could annex the 20 ft. from the City thus providing for a uniform road width of 86 ft. throughout which would be completely under Township jurisdiction.

2) It is my understanding that the filling in progress results from reconstruction of the Armstrong Road to accommodate water, sanitary sewer and pavement required for recent severances approved on Mr. Tait's lands and also

.. 2

August 9, 1979.

Mr. R.J. Hamilton,

for access to the Splinter subdivision north of the C.N.R. spur line. It is also my understanding that the construction was discussed with the Conservation Authority and that the Authority agreed that no fill permit was necessary since this is not filling but action occurring as a result of reconstruction of the road and the installation of water and sewer lines. It does not appear to me that this matter calls for any action on the part of the City since the amount of spillage from the reconstruction is minimal.

Yours very truly,

G. G. Muirhead

GGM/mm
Encl.

G.G. Muirhead, M.C.I.P.
Director of Planning and
Urban Renewal.

Schedule "L" to Report No. 86
(Page 5)

JUL 31 1979

Mr. Hamilton
Chief Administrative Officer
City of Kingston
Kingston City Hall

Dear Mr. Hamilton:

Will you please refer this enclosed letter re Tait's fill of City flood plain to Council and send copies to the City aldermen.

Sincerely,

Leslie G. Roberts

Leslie G. Roberts
203 Phillips Street
Kingston K7M 2Z9

Schedule "L" to Report No. 86
(Page 6)

203 Phillips Street
Kingston, Ontario, K7M 2Z9
July 30, 1979

Mr. John Parker
Secretary Treasurer
Cataraqui Region Conservation Authority
Glenburnie, Ontario, K0H 1S0

Dear Mr. Parker:

Re: Fill of flood plain on the east side of Armstrong Road.

The Little Cataraqui Environment Association (LCEA) would like to report a fill infraction on the Tait property near the Frontenac Mall. On the east side of Armstrong Road a border of about 20 feet of flood plain marsh has been filled to a depth of more than 6 feet. Silting is already occurring beyond the filled area.

We understand that this property is within the City limits, and if so the City as well as the Conservation Authority should be involved.

LCEA hopes that the Authority will act promtly to prevent any further fill, and that it will require that all illegal fill be removed. The cattails should recover from any damage that might be caused by removing the fill, and will be effective in alleviating run off sediments and pollution from adjacent commercial development, as well as forming as aesthetic greenbelt along the Creek.

We would expect that any widening of Armstrong Road will be on the west side and not in the cattails.

Sincerely,
Leslie G. Roberts
Leslie G. Roberts
(for the LCEA)

Copy to Mr. Hamilton, Chief Administrative Officer
City of Kingston

Schedule "M" to Report No. 86
(Page 1)

REPORT TO: Mr. R. J. Hamilton, Chief Administrative Officer.

FROM: K. G. Linseman, P.Eng., M.Sc., Administrator, Traffic, Streets and Parking Department.

DATE: August 21st, 1979.

SUBJECT Temporary Street Closing - Patrick Street from Balaclava Street to Quebec Street

ORIGIN Request from Kingston Jaycees (letter attached) to close Patrick Street to vehicular traffic on Monday, September 3rd, 1979 from 6:00 a.m. to 3:00 p.m.

ANALYSIS

1. The Kingston Jaycees are planning to hold their annual "Over-the-Hill" Soap Box Derby on Monday, September 3rd.
2. Traffic volumes are low on Patrick Street.
3. Previous closings for this event have caused no traffic problems.

ALTERNATIVES Kingston Jaycees had verbally suggested a Sunday morning this year, but were advised of possible conflict with St. John's Church services on Sunday morning.

EXISTING POLICY Permission has been granted by Council in past years to permit the temporary closing of Patrick Street for this annual event.

RECOMMENDATION That a by-law be presented to Council to grant permission to the Kingston Jaycees to temporarily close Patrick Street from Balaclava Street to Quebec Street to vehicular traffic on Monday, September 3rd, 1979 from 6:00 a.m. to 3:00 p.m. for community purposes.

:lk

K. G. Linseman, P.Eng., M.Sc.,
Administrator.

1979 08 22

Mr. Ken Linseman
Traffic & Streets Administrator
City of Kingston
City Hall
Kingston, Ontario

Dear Mr. Linseman

The Kingston Jaycees are planning to hold the annual "Over-the-hill" Soap Box Derby on Monday, September 3, 1979.

We would ask permission of the City of Kingston Traffic & Streets Department to use and block off Patrick Street from Balaclava Street to Quebec Street inclusive between the hours of 0600 Hrs. to 1500 Hrs. on the above date.

The necessary advance notice to the residents of that area indicating our intent will, of course, occur a couple of days prior to the event.

Trusting that everything is satisfactory and awaiting your reply at your earliest convenience, I remain

Yours truly

Richard Chown
Director, Community Services
Kingston Jaycees

549-5251

Schedule "N" to Report No. 86
(Page 1)

REPORT TO: Mr. R. J. Hamilton, Chief Administrative Officer.

FROM: K. G. Linseman, P.Eng., M.Sc., Administrator, Traffic, Streets and Parking Department.

DATE: August 21st, 1979.

SUBJECT Banner - Princess Street

ORIGIN Request from the Board of Management of the Grand Theatre to erect a banner across Princess Street between Montreal and Sydenham Streets, for the period September 20th, 1979 to October 14th, 1979.

ANALYSIS

1. The purpose of the banner is to note the celebration of the one hundredth birthday of the Grand Theatre.
2. It is planned to hold several special events in the theatre during this period.

RECOMMENDATION That, notwithstanding the provisions of By-law 10, permission be granted to the Grand Theatre Board of Management to erect a banner across Princess Street between Montreal and Sydenham Streets, for the period September 20th, 1979 to October 14th, 1979, to note the celebration of the one hundredth birthday of the Grand Theatre.

:lk

K. G. Linseman, P.Eng., M.Sc.,
Administrator.

Schedule "O" to Report No. 86
(Page 1)

REPORT TO: Mr. R. J. Hamilton, Chief Administrative Officer.

FROM: K. G. Linseman, P.Eng., M.Sc., Administrator, Traffic, Streets and Parking Department.

DATE: August 23rd, 1979.

SUBJECT Subsidy - Widening of Princess Street to Five Lanes from 196.28 metres (644') east of Portsmouth Avenue to 191.50 metres (628.3') west of the Parkway, including the widening of approaches to Princess Street on Portsmouth Avenue.

ORIGIN Meeting with the Minister of Transportation and Communications on August 20th, 1979.

ANALYSIS

1) On August 20th, 1979 the Minister of Transportation and Communications received a delegation from the City, represented by Mayor Keyes, Alderman J. Gerretsen, Alderman M. Gorham, Alderman J. Clements, Alderman J. Clark, Alderman N. McArthur, Mr. R. J. Hamilton, Chief Administrative Officer and the Traffic, Streets and Parking Administrator. The City made a submission (attached) requesting that the entire widening of the Portsmouth Avenue approaches to Princess Street be subsidized to the extent of 75% as part of the connecting link proposal.

2) The Minister confirmed a compromise offer of the Regional Director (letter dated August 14, 1979 attached) that one-third of the work requested on Portsmouth Avenue would be eligible for 50% subsidy through a special supplementary request. The estimated cost of the work on Portsmouth Avenue is $72,000. One-third, or $24,000, would be eligible for 75% subsidy, that is, $18,000. The remaining $48,000 would be eligible for $24,000 supplementary subsidy for a total subsidy of $42,000. The compromise of Mr. Wigle was offered only on this job and not for future connecting link proposals.

3) After persistence by the City representatives and the Hon. Keith Norton, the Minister stated that he will refer the City's submission to the Strategic Policy Committee, composed of the Minister as Chairman, the Deputy Minister, the four Assistant Deputy Ministers, the Executive Director of the Secretariat and the Director of Legal Services, for a recommendation on a policy of the Ministry regarding the extent to which approach widenings, necessary for the proper interchange of traffic at intersections of the connecting link, will be eligible for subsidy. If the recommendation is favourable, the City will receive 75% subsidy for the entire approach widening on Portsmouth Avenue, that is, an additional $12,000, as well as on similar future projects.

4) This compromise offer is a vast improvement over the initial position of the Ministry (letter dated August 10th, 1979 attached), which was that the entire approach on Portsmouth Avenue would be charged to the normal construction subsidy allocation and subsidized at the rate of 50%, even though "right and left turn traffic lanes and tapers was recognized as being necessary for the efficient operation of the intersection". At that time, no offer was made to provide an additional supplementary allocation, which meant that the City would either have had to forgo any of the $54,000 subsidy or delete

important road projects such as the Montreal Street/Stephen Street intersection improvement. The City has not received any supplementary subsidy for roads in the past ten years, other than the extension of Sir John A. Macdonald Blvd. from Union Street to King Street, just prior to the Olympics. Thus, the City, through persistent negotiation, has obtained an additional $42,000 subsidy from the initial position of M.T.C., and possibly the remaining $12,000 subsidy this year.

5) The Minister and Deputy Minister authorized the immediate calling of tenders for this project pending review of the City's submission by their senior staff. The Public Works Department is now advertising the tenders which will close on September 6th, 1979. A recommendation on the award of the tender will be made at the following Council meeting, hopefully, September 10, 1979.

6) It is important for the City to maintain its position regarding clause 5(1)(d) of the basic connecting link agreement, in order to obtain not only the additional $12,000 subsidy on the Portsmouth Avenue approaches, but even more important, on two future connecting link applications involving major widening and realigning of approaches on the following future projects:

a) the widening of Division Street from Highway 401 eastbound ramp to Weller Avenue, including the realignment of two "T" intersections immediately south of the Highway 401 ramp;

b) the channelization of the Ontario Street connecting link intersection at Place d'Armes.

The total cost of widening and realigning approaches for these two projects could be in the neighbourhood of $200,000 which, under normal road subsidy, would receive only $100,000 subsidy; whereas, under connecting link subsidy, would receive $150,000, for an additional $50,000 subsidy. What is even more important is that the connecting link fund is separate from our normal road subsidy fund, which has not been increased for several years. Therefore, the net benefit would actually be $150,000 additional subsidy if the approaches are part of the connecting link, as our normal road subsidy is usually overspent, as has been the case in the last five years. It is also highly unlikely that the City will receive any future supplementary road subsidy.

ALTERNATIVE — Consideration of appeal under the Proceedings Against The Crown Act, R.S.O. 1970, chapter 365.

EXISTING POLICY — M.T.C. and former D.H.O. have approved the inclusion of necessary widening of approaches to connecting links for the past twenty years for the City of Kingston, as indicated in the submission to the Minister.

RECOMMENDATIONS

1) That By-law 79-169, a by-law to authorize the execution of a connecting link agreement with the Ministry of Transportation and Communications for the construction of Princess Street from 196.28 metres east of Portsmouth Avenue to 191.50 metres west of the Parkway, including the widening of approaches to Princess Street on Portsmouth Avenue, be amended by decreasing the Ministry's share by $12,000. and increasing the City's share by $12,000, so that the estimated cost will now read as follows:

Total estimated cost	$485,442.21
City's share	$135,610.55
M.T.C. share	$349,831.66,

subject to revision after the Ministry of Transportation and Communications review the City's submission on the eligibility of the remaining two-thirds of the widening on the Portsmouth Avenue approaches for connecting link subsidy of 75%.

2) That the Traffic, Streets and Parking Department budget be amended as follows:

	Increase	Decrease
Contributions from Revenue Fund Other Projects	$12,000	
Finance Contingency		$12,000

3) That the supplementary application of subsidy monies for the widening of two-thirds of the Portsmouth Avenue approaches to Princess Street connecting link, in the amount of $48,000, City's share, $24,000 and M.T.C. Share $24,000, be approved.

The 1979 budget is being amended so that sufficient monies will be available for the supplementary application if the City's request for the 75% connecting link subsidy for the remaining two-thirds of the approach widening on Portsmouth Avenue is refused.

K. G. Linseman

:lk

K. G. Linseman, P.Eng., M.Sc.,
Administrator.

Telephone 546-4291

THE CORPORATION OF
THE CITY OF KINGSTON
OFFICE OF THE MAYOR

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3

August 20th, 1979.

The Hon. James W. Snow,
Minister of Transportation
and Communications,
Ferguson Block,
Queen's Park,
Toronto, Ontario.

Dear Mr. Snow:

SUBJECT: Connecting Link Proposal,
Princess Street (Highway No. 2)

Please find attached a report from our Traffic and Streets Administrator, K. G. Linseman, P.Eng., M.Sc., regarding an urgent request to obtain your approval as soon as possible of the connecting link proposals as approved by City Council on August 13th and submitted to the District Municipal Engineer.

City Council feels strongly that the widening of the Portsmouth Avenue approaches to the Princess Street (Highway No. 2) connecting link is an integral part of this connecting link project, as explained to Mr. J. Lane, M.P.P., your Parliamentary Assistant, Mr. A. A. Ward, then Regional Municipal Engineer, Kingston Region, and Mr. B. H. Newington, at a meeting that you kindly arranged on February 20th, 1978.

Failure to obtain immediate approval of this connecting link proposal will make it impossible to begin construction this year. With inflation at about 10%, this means an increase in construction costs of about $50,000, of which the Province's share would be 75%, or about $38,000. This far outweighs the $12,000 subsidy which is being withheld at the present time.

As Mr. Linseman points out in his report, clause 5(1)(d) of the basic connecting link agreement dated May 25th, 1959 between the Minister of Highways for Ontario and the City of Kingston, provides that the cost of work which shall be paid by the Minister shall include the relevant cost of "constructing roadways or additional widths of roadways necessary to permit the proper interchange of traffic at intersections of the connecting link with any other highway". There is no doubt that the widening of the Portsmouth Avenue approaches is necessary to permit the proper interchange of traffic with the Princess Street connecting link.

....2.

The Hon. James W. Snow August 20th, 1979.

Furthermore, clause 3(3) of the basic connecting link agreement provides that "upon the mutual acceptance and execution of any proposal the same shall become an appendix to and form part of this agreement. The Minister and his staff, without question, have approved six similar connecting link proposals with approach widenings, which now form part of the basic agreement.

It is the legal opinion of our City Solicitor, Mr. N. C. Jackson, that the City is entitled to rely on the wording in section 5(1)(d) in clear form. In Mr. Jackson's judgment, should the Province decide that there is any ambiguity in the agreement, the ambiguity would be resolved in favour of the City by a Court because of past practice which is now part of the agreement.

In my letter to you on February 17th, 1978, I pointed out that the traffic volumes on Princess Street in 1977 were in the order of 16,000 vehicles per day and operating at a Level "D" during peak hours. Due to increased traffic entering the City from Highway No. 2, the volumes have increased to 20,000 vehicles per day in 1979 and are operating at a Level "E" during peak hours. Also, there have been 25 accidents on the section of Princess Street in the vicinity of Portsmouth Avenue in the past year. Therefore, it is urgent that this project commence immediately.

Road contractors in the Kingston area are anxiously waiting to tender on this project to provide work for their employees this coming fall. Otherwise, employees may be laid off, which I am sure you share our desire to avoid.

The City has completed the documents of specifications, plans and AB-PR3 forms to the satisfaction of Ministry officials and are anxiously waiting to call tenders, subject to your approval of this connecting link proposal. It is hoped that you will provide a favourable decision at our meeting on Monday, August 20th, 1979, in order that Mr. T. W. Murphy, District Municipal Engineer, can process the proposals as submitted.

Yours very truly,

Ken Keyes

:lk

Ken Keyes,
Mayor.

Schedule "O" to Report No. 86
(Page 6)

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE
Traffic, Streets and
Parking Department.

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

August 17th, 1979.

MEMORANDUM TO: Mayor Ken Keyes and Members of Council.

FROM: K. G. Linseman, P.Eng., M.Sc., Administrator.

SUBJECT: Connecting Link Agreement - Widening of Princess Street from 196.28 meters east of Portsmouth Avenue to 191.50 meters west of the Parkway, including the widening of approaches to Princess Street on Portsmouth Avenue.

As requested by Mayor Ken Keyes and the Chief Administrative Officer, Mr. R. J. Hamilton, following is my report on the recently developed delay to the commencement of the widening of the section of Princess Street as shown in Appendix A, in which the connecting link routes are coloured red.

The widening project has been delayed because the new Regional Municipal Engineer, M. J. Cook, has withheld 75% subsidy for the widening of the Portsmouth Avenue approaches to Princess Street as part of the connecting link. Appendix B shows the functional design of the project, with the Portsmouth Avenue approaches coloured yellow.

At a meeting with W. G. Wigle, Regional Director, and Mr. Cook on August 13th, 1979, a compromise was offered that one-third of the approach widening on Portsmouth Avenue would be eligible for 75% connecting link subsidy and the remaining two-thirds of the Portsmouth Avenue approach would be provided with a 50% supplementary subsidy. The City's share on the approaches would be increased by $12,000 from $18,000 to $30,000 in the proposed compromise.

If the City proceeded with this project under the proposed compromise, the City would have to apply to the Ontario Municipal Board again for approval of $12,000 in excess of the $169,500 approved by the Ontario Municipal Board on July 25th, 1979 (Appendix C). It is expected that this procedure would cause at least six weeks' delay in calling tenders, which would make it impossible to commence construction this year.

The withholding of 75% subsidy for the Portsmouth Avenue approaches was unexpected, as the Portsmouth Avenue intersection was emphasized as the major cause of congestion in this section of the Princess St. connecting link at a meeting of City officials with Mr. J. Lane, M.P.P., Parliamentary Assistant to the Minister of Transportation and Communications, and M.T.C. officials, including Mr. A. A. Ward, then Regional Municipal Engineer, at the Minister's suite during the O.G.R.A. Convention on February 20th, 1978. At that meeting, Mr. Ward confirmed the severe congestion at Princess Street and Portsmouth Avenue. The functional design of the widening of Princess Street and the Portsmouth Avenue approaches as part of the connecting link proposal (shown in Appendix B) was outlined at that meeting. No objections were raised by Mr. Ward, Regional Municipal Roads Engineer, or by any other M.T.C. official, to the inclusion of Portsmouth Avenue approaches as part of this connecting link proposal. The City also suggested that the M.T.C. request for a $400,000 bridge in this section of Princess Street be postponed indefinitely until a proven need was demonstrated, which reduced the amount of 75% subsidy by $300,000. It is upsetting that a subsidy amount of only $12,000 has suddenly been withheld at this late date.

The City has always been careful of costs, whether City or Provincial, as it is all taxpayers' money. A few years ago the Transportation Committee, with Mr. Keith Norton as one of its members, made a similar suggestion on the Bath Road bridge, but this was not accepted by M.T.C. at that time.

It appears that the new Regional Municipal Engineer has given little consideration to the terms contained in the basic connecting link agreement dated May 25th, 1979 between the Minister of Highways for Ontario and the City of Kingston (attached as Appendix D). In particular, clause 5(1)(d) provides that the cost of the work which shall be paid by the Minister shall include the relevant costs of "constructing the roadways or additional widths of roadways necessary to permit the proper interchange of traffic at intersections of the connecting link with any other highway". It is this clause under which the Minister has duly executed six previous connecting link proposals which included the widening of approaches to connecting links, as follows:

1) Widening of the south Counter St. approach to the connecting link intersection at Counter Street and Division Street.

2) Widening of the west Counter Street approach to the intersection of Sir John A. Macdonald Blvd. and Counter Street.

3) Widening of both Portsmouth Avenue approaches to Bath Road.

4) Widening of the Palace Road approach to Bath Road.

5) Widening of the Concession Street approach and the new roadway to the Princess Street/Bath Road intersection (formerly the Traffic Circle).

6) Widening of the north Victoria Street approach to Princess Street.

Appendix E shows in yellow the approaches approved for each of the above connecting link proposals. It is interesting to note that Appendix F, the connecting link proposal for the Counter Street/Division Street intersection, was administered by Mr. A. A. Ward, Regional Municipal Engineer, and duly executed by the Deputy Minister on behalf of the Minister on March 28th, 1977. The other five connecting link proposals were administered and approved by M.T.C. Head Office in Downsview before the Regions became responsible for administering connecting links. Is it possible that the new Regional Municipal Engineer is unaware of the significance of section 3(3) of the basic connecting link agreement, which states, "upon the mutual acceptance and execution of any proposal, the same shall become an appendix to and form part of this agreement and shall be carried out in accordance with its terms and provisions". Therefore, the six similar previous connecting link proposals approved by Ministry staff and the Minister became a part of this basic connecting link agreement dated May 25th, 1959.

The Minister's approval and prior approval of Ministry staff of these approach widenings were obtained without question or hesitation as permitted under clause 5(1)(d) of the basic connecting link agreement. These approach widenings were considered essential to the successful operation of the connecting link; however, these six approach widenings were the only ones requested in the past twenty years from the more than sixty intersections along the connecting link routes within the City.

The City considers the addition of turning lanes on the Portsmouth Avenue approaches to Princess Street as absolutely essential to the successful operation of Princess Street as a Provincial connecting link highway. Not only have there been 25 accidents in the past year on Princess Street in the vicinity of Portsmouth Avenue, Princess Street is also operating at a Level "E" during even peak hours, due to the lack of capacity at the intersection of Portsmouth Avenue. The addition of turning lanes and the conversion of the fixed time traffic signal to a three phase fully actuated signal system should allow the City to handle the Provincial traffic coming from Highway No. 2 into the City.

The report of the City Solicitor (Appendix G) confirms that the City's claim is in accordance with the basic connecting link agreement dated May 25th, 1959 and approved by the Province in six similar previous connecting link proposals, and states that the City is entitled to rely on the wording of section 5(1)(d) in its clear form, and should the Province decide that there is any ambiguity in the agreement, the ambiguity would be resolved in favour of the City by a Court because of past Provincial practice, which is now part of the basic agreement.

The City is requesting Ministerial approval of the Portsmouth Ave. approaches as part of the connecting link proposal since this proposal also becomes part of the basic connecting link agreement and, if not approved, could jeopardize the City's applications for two future connecting link proposals involving the widening of approaches or returns in order to permit proper interchange of traffic at a connecting link intersection. One proposal, Appendix H(1), is the proposed widening of Division Street from the Highway 401 eastbound ramp to Weller Avenue, including the realigning of two "T" intersections immediately south of the Highway 401 ramp; namely, Benson Street and Dalton Avenue. The realignment of Benson Street and Dalton Avenue to meet each other at Division Street is absolutely necessary to permit the proper interchange of traffic at the intersection of the Division Street connecting link. This connecting link proposal of the widening of Division Street, with the realignment of Benson and Dalton Streets, should be constructed in 1981, in order to accommodate the increased Provincial traffic from Highway 401.

The other future connecting link proposal, Appendix H(2), which is urgently required now but has been delayed by the City due to a proposed abutting redevelopment (including the OHIP building) which may affect the design or alignment, is the intersection improvement of Ontario Street connecting link at Place d'Armes. This improvement is necessary in order to properly handle the increased Provincial traffic on Highway No. 2 crossing the causeway into the Central Business District.

It is hoped that the above submission will be of assistance in establishing the validity of the City's claim, and that the Hon. James W. Snow, Minister of Transportation and Communications, and his staff will make a favourable decision and approve the connecting link proposal as submitted.

K. G. Linseman

K. G. Linseman, P.Eng., M.Sc.,
Administrator.

:lk

Schedule "O" to Report No. 86
(Page 9)

Ontario

Ministry of
Transportation and
Communications

Postal Bag 4000
KINGSTON, Ontario
K7L 5A3

August 10, 1979

Mr. Ken Linseman
Traffic & Streets Administrator
City of Kingston
City Hall
KINGSTON, Ontario

Dear Sir:

RE: City of Kingston
Connecting Link
Princess Street - Bath Road
Intersection

As requested by you, I am forwarding this letter as confirmation of discussions held with our Regional Municipal Engineer, M. J. Cook, and our Head Office Programs Engineer, L. O. Fiander.

It was the decision of Mr. Cook, confirmed by Mr. Fiander, that Connecting Link subsidy on the Princess Street - Portsmouth Avenue intersection would be restricted to the ends of the returns from Princess onto Portsmouth. These would cover approximately 50 feet of construction on Portsmouth Avenue only.

While you did not concur with this decision, Mr. Cook and Mr. Fiander pointed out that this was current policy as per conditions of the basic agreement.

The remainder of the Portsmouth Avenue reconstruction which covered right and left turn traffic lanes and tapers was recognized as being necessary for the efficient operation of the intersection and will be covered at the normal subsidy rate for the City of Kingston.

Yours truly,

T. W. Murphy
District Municipal Engineer

TWM/mg

c.c.: Mr. M. J. Cook

Schedule "O" to Report No. 86
(Page 10)

Ontario

Ministry of
Transportation and
Communications

Postal Bag 4000,
Kingston, Ontario,
K7L 5A3,
August 14, 1979.

Mr. K. G. Linseman,
Traffic and Streets Administrator,
City of Kingston,
City Hall,
216 Ontario Street,
Kingston, Ontario, K7L 2Z3.

Dear Mr. Linseman:

This is to confirm in writing the offer made at our meeting of Monday, August 13th, to resolve the matter of Connecting Link Subsidy for the work required on Portsmouth Avenue at Princess Street.

The estimated cost of the work on Portsmouth Avenue is $72,000. Our initial position was that this work should all be charged to the normal construction subsidy allocation and subsidized at the rate of 50%. An offer was made to provide an additional supplementary allocation of $36,000 to cover this item.

As a compromise we are prepared to consider one-third of the work required on Portsmouth Avenue as chargeable to the connecting link job. This means the City of Kingston's share would be 25% of $24,000 or $6,000 plus 50% of $48,000 or $24,000 for a total cost of $30,000. We would approve a request for supplementary subsidy of $24,000 to guarantee normal subsidy on this work.

This compromise is offered only on this job and for future Connecting Link work the Connecting Link Subsidy will apply only to the return to existing streets to meet the existing grade. This policy is applied to all our Connecting Link jobs in Eastern Region and across the Province.

Yours truly,

Wigle

W. G. Wigle,
Regional Director.

WGW/MJC/lr

REPORTS (Cont'd)

Report No. 87 - Gasoline Advisory Committee

Ald. Webb presented Report No. 87 of the Gasoline Advisory Committee.

Moved by Ald. Webb,
Seconded by Ald. Bishop,

That Report No. 87 of the Gasoline Advisory Committee be received and adopted.

REPORT NO. 87

To the Mayor and Aldermen: August 22nd, 1979

The Gasoline Advisory Committee reports and recommends as follows:

1. That the Extended Hours Rotation Schedule for gasoline service stations be amended to permit 401 and Division Shellwash service station, 1213 Division Street, to remain open until 10 p.m. each day, 7 days a week, for the period August 27th, 1979 to September 30th, 1979, rather than operate 24 hours a day during that period. (See attached Schedule "A").

(See By-Law 23, No. 79-195) *LOST 0:13*

Respectfully Submitted,

Chairman.

* * *

Moved by Ald. Webb,
Seconded by Ald. McArthur,

That, in accordance with Rule 16 of By-Law No. 1, permission be given to continue the City Council Meeting until completion of the Agenda.

CARRIED

REPORT OF THE COMMITTEE OF THE WHOLE

(C) Moved by Ald. Gerretsen,
Seconded by Ald. Timmins,

That the Report of the Committee of the Whole be adopted, approved and confirmed.

CARRIED

Schedule "A" to Report No. 87
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE
Gasoline Advisory Committee

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

August 22nd, 1979.

MEMORANDUM TO: Mr. R. J. Hamilton, C.A.O.

SUBJECT: By-law 1998, Hours of Operation for Gasoline Service Stations

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By-law 1998 was amended recently to permit certain gasoline service stations to remain open 7 days a week, either for 24 hours a day or from 7 a.m. to 10 p.m., for the period June 1st, 1979 to September 30th, 1979, subject to Council approval of application for such extended hours.

Mr. B. Francis, representative of Shell Oil Limited, has requested a change in the hours of operation for the 401 and Division Shellwash from 24 hours a day to the 10 p.m. closing time. Mr. Francis reports that the 24 hour operation has not proved to be economical.

A telephone poll of the Gasoline Advisory Committee members resulted in agreement with the proposal.

It is, therefore, recommended to Council that the Extended Hours Rotation Schedule be amended to provide that 401 and Division Shellwash service station, 1213 Division Street, remain open from 7 a.m. to 10 p.m., 7 days a week, for the period August 27th, 1979 to September 30th, 1979, rather than operate 24 hours a day during that period.

Lila Kitching

:lk

Lila Kitching,
Secretary,
Gasoline Advisory Committee.

cc: Alderman G. Webb,
Chairman, Gasoline
Advisory Committee.

MOTIONS

(1) Moved by Ald. Tarnowecky,
Seconded by Ald. Gerretsen,

That the condolences of Council be extended to the family of the late Right Honourable John Diefenbaker, a Great Canadian and a Statesman.

CARRIED

(2) Moved by Ald. Webb,
Seconded by Ald. Clark,

That the congratulations of Council be extended to Mayor Keyes on being re-elected to the Board of Directors of the Association of Municipalities of Ontario.

CARRIED

(3) Moved by Ald. Webb,
Seconded by Ald. Timmins,

That the sympathy of Council be extended to the family of the late Mildred Clow, former Chief Librarian of the Kingston Public Library.

CARRIED

NOTICE OF MOTIONS

(1) Moved by Ald. Webb,
Seconded by Ald. Lampropoulos,

That the City of Kingston request a study of market value 1975 by Provincial Assessment Officials to determine the feasibility of implementing equalized assessment in the City of Kingston. It is expected that there will be no financial obligation by the City and the Council can in turn study the results before making any decision to proceed further.

REFERRED TO THE CHIEF ADMINISTRATIVE OFFICER

(2) Moved by Ald. Bishop,
Seconded by Ald. Clark,

That the current owners of the properties listed in Report No. 86, Clause 2, be notified by the Planning Board that the zoning of their properties is being reviewed and that their input is requested.

REFERRED TO THE CITY OF KINGSTON PLANNING BOARD

BYLAWS

(A) Moved by Ald. Gerretsen,
Seconded by Ald. Gorham,

That By-Laws 1 to 22 and 24 be given their First and Second Readings.

CARRIED

(B) Moved by Ald. Matthews,
Seconded by Ald. Tarnowecky,

That Rule No. 35 of By-Law No. 1 be suspended for the Purpose of Giving By-Laws 7 to 22 and 24 their Third Reading.

CARRIED
Ald. Gerretsen opposed

(C) Moved by Ald. Timmins,
Seconded by Ald. Gerretsen,

That By-Laws 7 to 22 and 24 to 32 be given their Third Reading.

CARRIED

(1) A By-Law to Regulate the Proceedings of the Municipal Council of the Corporation of the City of Kingston (1979 Revision).

(FIRST AND SECOND READINGS) Proposed No. 79-173

(Clause 1, Report No. 84, 1979)

(2) A By-Law to Amend By-Law No. 8499, "Restricted Area Zoning By-Law of the Corporation of the City of Kingston" (Convert to Metric Units as Provided for in Section 45a of The Planning Act).

(FIRST AND SECOND READINGS) Proposed No. 79-174

(Clause 3, Report No. 85, 1979)

(3) A By-Law to Authorize the Reconstruction of Certain Sidewalks Under the General Rate.

(FIRST AND SECOND READINGS) Proposed No. 79-175

(Clause 6, Report No. 86, 1979)

(4) A By-Law to Authorize the Reconstruction of a Concrete Sidewalk 1.5 m wide in (1) Brock Street north side from Napier Street to easterly 112.47 m and (2) Napier Street east side from Brock Street to northerly 4.876 m under the Provisions of Section 7 of the Local Improvement Act.

(FIRST AND SECOND READINGS) Proposed No. 79-176

(Clause 8, Report No. 86, 1979)

(5) A By-Law to Authorize the Construction of a 400 mm Watermain on the East Side of Ontario Street from Clarence Street to Johnson Street under the Provisions of Section 7 of the Local Improvement Act.

(FIRST AND SECOND READINGS) Proposed No. 79-177

(Clause 9, Report No. 86, 1979)

BYLAWS (Cont'd)

(6) A By-Law to Authorize the Reconstruction of a Concrete Sidewalk 1.5 m wide in Princess Street North Side from 24.50 m West of Alfred Street to westerly 36.42 m under the Provisions of Section 7 of the Local Improvement Act.

(FIRST AND SECOND READINGS) Proposed No. 79-178

(Clause 11, Report 86, 1979)

(7) A By-Law to Amend By-Law No. 5920, "A By-Law to Provide for the Licensing of Plumbing Contractors and Master Plumbers in the City of Kingston and for the Repeal of By-Law No. 3222" (Amend Penalty Clause pursuant to Section 469(a) of the Municipal Act, R.S.O. 1970, as amended).

THREE READINGS Proposed No. 79-179

(Clause 16, Report No. 86, 1979)

(8) A By-Law to Amend By-Law No. 7, "A By-Law to Licence and Regulate Certain Trades" (Amend Penalty Clause pursuant to Section 469(a) of the Municipal Act, R.S.O. 1970, as amended).

THREE READINGS Proposed No. 79-180

(Clause 16, Report No. 86, 1979)

(9) A By-Law to Amend By-Law No. 8, "A By-Law to Provide for the Licencing and Regulation of Dogs and Cats and for the Control of Animals Suspected of Having Rabies" (Amend Penalty Clause pursuant to Section 469(a) of the Municipal Act, R.S.O. 1970, as amended).

THREE READINGS Proposed No. 79-181

(Clause 16, Report No. 86, 1979)

(10) A By-Law to Amend By-Law No. 10, "A By-Law Respecting Streets" (Amend Penalty Clause pursuant to Section 469(a) of the Municipal Act, R.S.O. 1970, as amended).

THREE READINGS Proposed No. 79-182

(Clause 16, Report No. 86, 1979)

(11) A By-Law to Amend By-Law No. 19, "A By-Law to Provide for the Regulation Use of Parks and Recreational Facilities of the Corporation" (Amend Penalty Clause pursuant to Section 469(a) of the Municipal Act, R.S.O. 1970, as amended).

THREE READINGS Proposed No. 79-183

(Clause 16, Report No. 86, 1979)

(12) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of theCity of Kingston subject to the Provisions of the Highway Traffic Act" (Amend Penalty Clause pursuant to Section 469(a) of the Municipal Act, R.S.O. 1970, as amended).

THREE READINGS Proposed No. 79-184

(Clause 16, Report No. 86, 1979)

(13) A By-Law to Amend By-Law No. 39, "A By-Law to Provide for a Penalty and a Summary Remedy for the Breach of any By-Law" (Amend in accordance with Section 469(a) of the Municipal Act, R.S.O. 1970, as amended).

THREE READINGS Proposed No. 79-185

(Clause 16, Report No. 86, 1979)

BYLAWS (Cont'd)

(14) A By-Law to Amend By-Law No. 2566, "A By-Law to Provide for the Licensing of Electricians in the City of Kingston" (Amend Penalty Clause pursuant to Section 469(a) of the Municipal Act, R.S.O. 1970, as amended).

THREE READINGS Proposed No. 79-186

(Clause 16, Report No. 86, 1979)

(15) A By-Law to Amend By-Law No. 2958, "A By-Law to Provide for the Regulation, Control, Inspection and the Licencing of Signs" (Amend Penalty Clause pursuant to Section 469(a) of the Municipal Act, R.S.O. 1970, as amended).

THREE READINGS Proposed No. 79-187

(Clause 16, Report No. 86, 1979)

(16) A By-Law to Amend By-Law No. 8499, "Restricted Area(Zoning By-Law) of the Corporation of the City of Kingston" (Amend Penalty Clause pursuant to Section 469(a) of the Municipal Act, R.S.O. 1970, as amended).

THREE READINGS Proposed No. 79-188

(Clause 16, Report No. 86, 1979)

(17) A By-Law to Amend By-Law No. 8597, "Property Standards By-Law" (Amend Penalty Clause pursuant to Section 469(a) of the Municipal Act, R.S.O. 1970, as amended).

THREE READINGS Proposed No. 79-189

(Clause 16, Report No. 86, 1979)

(18) A By-Law to Amend By-Law No. 9309, "A By-Law of the Corporation of the City of Kingston to Control Noise" (Amend Penalty Clause pursuant to Section 469(a) of the Municipal Act, R.S.O. 1970, as amended).

THREE READINGS Proposed No. 79-190

(Clause 16, Report No. 86, 1979)

(19) A By-Law to Appoint Marion Houghton as Acting Clerk Pro Tempore to Carry Out the Duties of the Clerk whenever the Clerk is Unable to Carry On His Duties Through Illness or Otherwise.

(THREE READINGS) Proposed No. 79-191

(Clause 3, Report No. 86, 1979)

(20) A By-Law to Amend By-Law No. 79-26, "A By-Law Respecting Smoking" (Amend Penalty Clause pursuant to Section 469(a) of the Municipal Act, R.S.O. 1970, as amended).

THREE READINGS Proposed No. 79-192

(Clause 16, Report No. 86, 1979)

(21) A By-Law to Temporarily Close Patrick Street from Balaclava Street to Quebec Street on Monday, September 3, 1979, from ça.m. to 3 p.m. for Community Purposes.

THREE READINGS Proposed No. 79-193

(Clause 18, Report No. 86, 1979)

BYLAWS (Cont'd)

(22) A By-Law to Amend By-Law No. 79-169, "A By-Law to Authorize the Execution of a Proposal and Estimate of Cost Pursuant to an Agreement with Her Majesty the Queen in Right of the Province of Ontario, as Represented by the Minister of Transportation and Communications, Entered into under The Public Transportation and Highway Improvement Act, R.S.O. 1970, Chapter 201.

THREE READINGS Proposed No. 79-194

(Clause 19, Report No. 86, 1979)

(23) A By-Law to Amend By-Law No. 1998, "A By-Law to Require the Closing of Gasoline Service Stations During Certain Hours" (Permit 401 and Division Shellwash Service Station to remain open until 10 p.m. each day, 7 days a week, for the period August 27th 1979 to September 30th 1979 rather than operate 24 hours a day during that period).

THREE READINGS Proposed No. 79-195

(Clause 1, Report 87, 1979) *WITHDRAWN*

(24) A By-Law to Confirm the Procedures of Council at its meeting held on August 27th 1979.

THREE READINGS Proposed No. 79-196

(City Council Meeting No. 33)

(25) A By-Law to Authorize the Construction of Improvements to Runway 06R-24L at the Norman Rogers Airport (General Rate)

THIRD READING Proposed No. 79-117

(Clause 13, Report No. 63, 1979,
and
Clause 14, Report No. 86, 1979)

(26) A By-Law to Authorize the Reconstruction of the Concrete Sidewalk on the West Side of Grey Street from 23.6 m North of Concession Street Northerly 30.48 m under the Provisions of Section 7 of the Local Improvement Act. (Petition)

THIRD READING Proposed No. 79-143

(Clause 6(a), Report No. 74, 1979)

(27) A By-Law to Authorize the Reconstruction of the Concrete Sidewalk on the East Side of Wellington Street from 1.83 m North of Queen Street Northerly 56.16 m under the Provisions of Section 7 of The Local Improvement Act. (Petition)

THIRD READING Proposed No. 79-144

(Clause 6(b), Report No. 74, 1979)

(28) A By-Law to Authorize the Reconstruction of the Concrete Sidewalk on the North Side of Brock Street from King Street Easterly 12.95 m under the Provisions of Section 7 of The Local Improvement Act. (Petition)

THIRD READING Proposed No. 79-145

(Clause 6(c), Report No. 74, 1979)

(29) A By-Law to Authorize the Reconstruction of the Concrete Sidewalk, Including Reconstruction of Boulevard and Concrete Curb, on the North Side of Brock Street from Ontario Street Easterly 37.8 m under the Provisions of Section 7 of The Local Improvement Act. (Petition)

THIRD READING Proposed No. 79-147

(Clause 6(e), Report No. 74, 1979)

BYLAWS (Cont'd)

(30) A By-Law to Authorize the Construction of a 7.93 m Wide Asphalt Pavement, with Curbs, Gutters and Boulevards, on Indian Road from Glengarry Road to McMichael Street under the Provisions of Section 7 of The Local Improvement Act. (Petition)

THIRD READING Proposed No. 79-149
(Clause 6(g), Report No. 74, 1979)

(31) A By-Law to Authorize the Construction of a 7.93 m Wide Asphalt Pavement, with Curbs, Gutters and Boulevards, on Dorance Street from Victoria Street Easterly to the End under the Provisions of Section 7 of The Local Improvement Act. (Petition)

THIRD READING Proposed No. 79-150
(Clause 6(h), Report No. 74, 1979)

(32) A By-Law to Amend By-Law No. 14, "A By-Law Relating to Sewers and Drains" (Storm Drainage - Hotel Dieu Hospital; Mills Office Suppliers Ltd. and M.J. Ottenhof).

THIRD READING Proposed No. 79-165
(Clauses 6, 7 & 27, Report No. 81, 1979)

* * *

UNFINISHED BUSINESS

Ald. Webb said he wished to explain the background to his Notice of Motion with respect to a study of market value assessment. This had been explained at the conference of the Association of Municipalities of Ontario, and the study could be conducted without financial obligation. Once the study was finished, around July of 1980, Council could examine the proposal and decide whether or not it would be in the interests of the community as a whole for market value assessment to be introduced. He had estimated that the City was now losing approximately $1.3 million per year because assessment was not now based on market value. He personally stood to lose, financially, if market value assessment was introduced, but many people he represented would be winners. He did not think members of Council could vote on anything more important than this issue, and he hoped a decision could be made soon.

Ald. McArthur said he had been very surprised to return from his vacation and find that the paper was full of screaming headlines which implied that someone would be risking their life at the airport, since it was dangerous. He had never been told before that the airport was dangerous. He was also disturbed to see a City employee commenting on City policy in the paper, since he had understood that this was not permitted. There had always been problems for airlines trying to operate out of the Kingston airport, and such publicity would not encourage people to use these airlines.

Ald. McArthur said he had been disturbed to discover that during a fire on a hydro pole on Rideau Street recently, several firemen and policemen had to wait around for over an hour and a half because no linesman was available to come and make the necessary repairs to the pole. The PUC had informed them that they did not have a linesman on standby duty at that time. Eventually, an off-duty linesman had volunteered to come out and repair the damage. He could not believe that the PUC did not have an emergency standby personnel available for such occasions. He felt the City should request the PUC to provide better maintenance of these poles.

Ald. Lampropoulos said that the previous Federal government had been telling the citizens of Canada for years that there was a problem about Quebec. Recently, the Hon. Thomas Wells, Minister for Intergovernmental Affairs, had told delegates to the A.M.O. Conference that since they were elected officials, who represented the "grass roots" they should go to Quebec and see for themselves, before the referendum due in the Spring. Some politicians had indicated that this matter might eventually cause a civil war and grave problems for the Maritime provinces. He hoped that members of Council and citizens of Kingston would take the time to drive to Quebec, to get to know the people of Quebec and let them know how much the people of the rest of Canada needed them, as they need the rest of Canada. If the referendum was not defeated, he foresaw grave trouble for Canada and something had to be done before it was too late.

COMMITTEE OF THE WHOLE "IN CAMERA"

(A) Moved by Ald. Gerretsen,
Seconded by Ald. Timmins,

That Council adjourn to the Alderman's Lounge and resolve itself into the Committee of the Whole NOT OPEN TO THE PUBLIC to discuss the acquisition of the Macdonald School site and the acquisition of the MacGregor property.

CARRIED

(B) Moved by Ald. Gerretsen,
Seconded by Ald. Timmins,

That Council rise from the Committee of the Whole and the Chairman report.

CARRIED

The Chairman reported that the following motions were considered in the Committee of the Whole:

Alderman Clements declared a conflict of interest as he is Manager of Eldron College.

i) Moved by Alderman Webb
Seconded by Alderman McArthur

That the Frontenac County Board of Education be notified that the City of Kingston is not interested in acquiring the Macdonald School site at this time.

(See following motion to table approved at Meeting No. 32.)

ii) Moved by Alderman Timmins
Seconded by Alderman Lampropoulos

That the motion of Ald. Webb and Ald. McArthur be tabled for two weeks."

CARRIED

iii) Moved by Ald. Bishop,
Seconded by Ald. Lampropoulos,

That the motion of Ald. Webb and Ald. McArthur be lifted from the table.

CARRIED

iv) Moved by Ald. Webb,
Seconded by Ald. McArthur,

That the Frontenac County Board of Education be notified that the City of Kingston is not interested in acquiring the MacDonald School site at this time.

CARRIED

v) Moved by Ald. Gerretsen,
Seconded by Ald. Clark,

That the motion declaring that the City of Kingston is not interested in acquiring the MacDonald School site at this time be reconsidered.

Mayor Keyes ruled the motion out of order since such a motion of reconsideration must be moved by a member of Council who voted in the affirmative on the original question.

vi) Moved by Ald. Gorham,
Seconded by Ald. Clark,

That the motion of Ald. Webb and Ald. McArthur be reconsidered.

LOST 5:7

vii) Moved by Ald. Clements,
Seconded by Ald. Gerretsen,

That no action be taken to increase the amount of the City's offer to Mr. MacGregor, and further, that no action be taken to grant the requests outlined in a letter dated August 23, 1979 from Messrs. Cunningham, Little, Bonham & Milliken, solicitors for Empire Warehouses (Kingston) Limited. (Attached hereto as Schedule "A" (2 pages). A report from the Administrator of Traffic, Streets and Parking is attached as Schedule "B" (2 pages)

CARRIED

Ald. Matthews, Ald. McArthur and Ald. Webb opposed

REPORT OF THE COMMITTEE OF THE WHOLE

(C) Moved by Ald. Gerretsen,
Seconded by Ald. Timmins,

That the Report of the Committee of the Whole be adopted, approved and confirmed.

CARRIED

ADJOURNMENT

Moved by Ald. Matthews,
Seconded by Ald. Tarnowecky,

That Council do now adjourn.

CARRIED

Council adjounred at 11:40 p.m.

(L.S.)

(Signed) *M.C. Healy*
City Clerk

(Signed) *Ken Keyes*
Mayor

Schedule "A" to vii) Committee of the Whol
Page 1

AUG

CUNNINGHAM, LITTLE, BONHAM & MILLIKEN
BARRISTERS & SOLICITORS
34 CLARENCE STREET
KINGSTON, ONTARIO
K7L 4W6

TELEPHONE 544-0211
AREA CODE 613
P.O. BOX 460

D. G. CUNNINGHAM, Q.C., LL.D.
R. A. LITTLE, Q.C.
J. D. CUNNINGHAM
D. H. BONHAM, F.C.A.
P. A. S. MILLIKEN
J.E. Emrich
G.W. Tranmer

August 23rd, 1979

WITHOUT PREJUDICE

Mr. R. J. Hamilton,
Chief Administrative Officer,
City of Kingston,
City Hall,
Kingston, Ontario.
K7L 2Z3

Dear Sir:

Re: MacGregor Expropriation
Empire Warehouses (Kingston) Limited

We wish to acknowledge receipt of your letter of August 17th, 1979.

In one final attempt to settle this matter, we outline the following counter-proposal:

1. Mr. MacGregor will sell the subject property for the sum of $110,000.00.
2. Mr. MacGregor will retain, for his or his Company's use, so long as he or his Company own the property at the corner of Montreal and Queen Streets, Kingston, 2 private parking spaces exclusively for the use of Mr. MacGregor, or his appointees. It should be pointed out that this is a request that Mr. MacGregor has made from the outset, and on which subject in the earlier negotiations the parties were very close.
3. That the rear door access to the parking lot from the

...2

Mr. R. J. Hamilton,
Re: MacGregor Expropriation,
August 23rd, 1979 . . .

- 2 -

commercial portion of his premises be provided, and that Mr. MacGregor, or his Company, pay monthly rent for the one space indicated, but that this space be exclusively for the use of Mr. MacGregor's commercial tenant.

The other items mentioned in your letter are satisfactory and if agreement can be reached on the basis of the foregoing we will be pleased to assist in the closing of this transaction.

We would appreciate hearing from you at your first opportunity.

Yours very truly,

CUNNINGHAM, LITTLE, BONHAM & MILLIKEN

J. D. CUNNINGHAM.

JDC/yd

cc: Mr. Norman Jackson
Mr. Wallace MacGregor

DELIVERED BY HAND

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE
Traffic, Streets and
Parking Department.

CITY HALL
KINGSTON, ONTARI
K7L 2Z3
(613) 546-4291

August 27th, 1979.

MEMORANDUM TO: Mr. R. J. Hamilton, C.A.O.

FROM: K. G. Linseman, Administrator.

SUBJECT: MacGregor Expropriation
Empire Warehouses (Kingston) Limited

As requested, I am confirming my comments made to you this morning regarding the counter-proposal of J. D. Cunningham, as contained in his letter of August 23rd, 1979.

1) The City should not offer any additional amount to the propose allowance of 10% or $9,120 to the appraised value of $91,200, for two reasons:

   a) The City did not offer or pay any addition to the 10% paid to the adjacent properties recently purchased for the development of the parking lot.

   b) The delays caused by Mr. MacGregor have already cost the City in excess of $8,000 in interest and staff costs. It is my opinion the City is already being generous in still offering Mr. MacGregor the full 10% allowance.

2) The request for two private parking spaces exclusively for the use of Mr. MacGregor or his appointees should be refused as in the past, for two reasons:

   a) It is contrary to City policy to reserve any private parking spaces for anyone on any of the City's public parking lots. Previous requests by Steacy and Victoria and Grey Trust on the Hanson garage, as well as the Springers on the proposed new lot, have been turned down.

   b) This request would have an initial value of $840 per year, which would run indefinitely as long as Empire Warehouses owns the adjacent property. In other words, if the company owned the adjacent property for twenty years, allowing for inflation, we would be giving Empire Warehouses the equivalent of $30,000 or more in free parking.

....2.

3) The request that the space provided for a future rear door access at the market monthly rent be used exclusively for the use of Mr. MacGregor's commercial tenant presents no problems, as long as it is understood that parking would not be permitted in front of the rear access.

It is my opinion that the City has been very generous with Mr. MacGregor and should be careful not to offer Mr. MacGregor's company any more than what the City has offered and paid to the adjacent property owners, who have been very co-operative. In fact, the City did not offer the Springers a minimum four-foot space between the proposed parking garage and the windows in the adjacent Seaway building owned by the Springers.

K. G. Linseman

:lk

K. G. Linseman, P.Eng., M.Sc.,
Administrator.

cc: Mr. N. Jackson,
City Solicitor.

CITY COUNCIL MEETING NO. 34

The regular meeting of City Council will be held on Tuesday, September 4, 1979, in the Council Chamber, City Hall, at 7:00 p.m.

ROLL CALL

QUEEN'S UNIVERSITY LIBRARY
DOCUMENTS DEPARTMENT
SEP 25 1979

MINUTES

PETITIONS

COMMUNICATIONS

To be Filed

(495) From the Liquor Licence Board of Ontario advising of their favourable decision with regard to the application received from Hellas Tavern, 403 Princess Street, Kingston, for alterations to their dining lounge, main floor (135 persons).

(File No. 12-6)

To be Referred to the City of Kingston Planning Board

(496) From Mr. T.R. Wilcox, Wilcox & McNeill, Barristers and Solicitors, notifying that on behalf of the executors for the estate of Melville E. Binnington and the beneficiaries thereof, that the individuals concerned are objecting to the approval of Zoning By-Law No. 79-138, "A By-Law to Amend By-Law No. 8499" by the O.M.B. insofar as it purports to rezone Part of Lot 18 and Lot 19, Concession 3, City of Kingston, owned by the Melville E. Binnington Estate which generally is north of Counter Street immediately adjoining on the west property known as the Clyde Farm.

(File No. 25-2.4-21)

(497) From Mr. T.R. Wilcox, Wilcox & McNeill, Barristers and Solicitors, notifying that on behalf of his client, W.A. Binnington, an objection is being raised to the proposed zoning By-law No. 79-138, "A By-Law to Amend By-Law No. 8499". The basis of the objection is as follows:

1. Mrs. Binnington did not receive any specific notice with respect to the proposed zoning by-law other than by the Notice of Application to the Ontario Municipal Board which she just recently received.

2. It is not clear as to whether the proposed amending by-law affects all of Mrs. Binnington's land or part, or whether the proposed zoning is "M" or "FP".

(File No. 25-2.4-21)

A4
N
IGA05
131

COMMUNICATIONS (Cont'd)

To be Referred to the Planning Board (Cont'd)

(498) From the Ministry of Housing acknowledging that they have reviewed the Proposed Repeal and Concurrent Adoption of the Official Plan for the City of Kingston Planning Area and are submitting their comments and suggested modifications.

(Note: Copies have been distributed to all members of Council)

(File No. 16-1.1)

To be Filed

(499) From the Association of Municipalities of Ontario submitting a copy of a Report of the President on Behalf of the Board of Directors to the 1979 Annual Conference.

(File No. 1-5)

(500) From The Honourable Thomas L. Wells, Minister of Intergovernmental Affairs, Ontario submitting a copy of his remarks to the 1979 Conference of the Association of Municipalities of Ontario held on August 20, 1979 at the Royal York Hotel, Toronto.

(File No. 1-5)

(501) From the Honourable Keith C. Norton, M.P.P. Kingston and the Islands, thanking the City for forwarding him a copy of the City's endorsement of the resolution of the Regional Municipality of York requesting that the Province "amend the Municipal assistance program to be on a formula or other unconditional basis, at the earliest opportunity..." and submitting remarks of Hon. Thomas L. Wells noting that the Grants Reform Committee Report is still being studied by the Government. (R. 71 (6) 79).

(File No. 19-7)

(502) From the Honourable Keith C. Norton, M.P.P. Kingston and the Islands, thanking the City for informing him of Council's action on the City of Windsor's resolution with respect to a three year term for municipally elected representatives. (R. 74 (8) 79)

(File No. 5-2)

To be Referred to the City Clerk

(503) From the Corporation of the City of Windsor requesting that the City of Kingston endorse the following resolution:

> *"That the Minister of Intergovernmental Affairs be requested to incorporate the amendments as referred to in Appendix "C" attached hereto, to The Municipal Elections Act 1977, which will administratively improve the conduct of municipal elections throughout the Province of Ontario."*

(File No. 5-2.1)

COMMUNICATIONS (Cont'd)

To be Referred to the Planning Board

(504) From Topnotch Feeds Limited, Seaforth, Ontario, objecting to Zoning By-Law 79-138 and stating that they are concerned about the "Maximum Height" listed under 31A2(a) which is 13.5 m. At the present time, their elevator legs exceed this and at some future date, may have to go even higher. Under 31A.2(k) it suggests that where yard storage is used, the area should be totally closed off from view at any streets. Since they have always used their yard to store products for re-sale, they feel it would be impossible to totally enclose it by any other means other than by way of the chain link fence, which is already in place.

(File No. 25-2-4.21)

(505) From The McAdoo Group, McAdoo Park, Kingston, stating that they are in favour of and support the proposed amendment to Zoning By-Law No. 79-138, "A By-Law to Amend By-Law No. 8499" and submitting questions concerning the interpretation of method of determining which area of a building applies to retail part or to wholesale part.

(File No. 25-2.4.21)

(506) From the Public Utilities Commission, Kingston, stating that they object to the approval of Zoning By-Law No. 79-138 to rezone lands north of Counter Street and West of Division Street, due to the requirement of clause 31A.2(k). This clause requires that any yard used for storage shall be screened so that the storage area will not be visible from any public roadway. In the case of the Commission, there are three storage areas involved and to screen these areas from view of Counter Street and Lappan's Lane would require an expenditure of the order of $20,000 to $35,000 plus annual maintenance charges.

(File No. 25-2.4-21)

Which has been Referred to Mayor Keyes

(507) From the Frontenac County Board of Education stating that they have received initial information concerning the new assessment equalization factors which are to be used in calculating, among other things, the municipalities' apportionments of net requirements for the 1980 fiscal year. Applying these factors for apportionment purposes to their 1979 net requirement, they have found some rather disturbing variations from the apportionments which were made on the previous basis and are requesting that a discussion committee be formed to review the new assessment equalization factors and enclosing copy of resolution of the County of Frontenac authorizing appointment of 3 of their members by the Warden to such a committee.

(File No. 1-3)

COMMUNICATIONS (Cont'd)

To be Referred to the City of Kingston Planning Board

(508) From Mrs. Hazel V. Maclean, 53 King Street E., Kingston, objecting to the rezoning of the parcel of land on the southeast corner of King Street E. and Maitland Street (Zoning By-Law No. 79-140). She feels that an erection of a office building and parking lot in this area would be an injustice to the City residents, neighbours and tourists who visit the City Park to enjoy the beauty of the old homes.

(File No. 25-2.12-6)

To be Filed

(509) Copy of a letter to Mr. Peter J. Radley, Radley, McNeely, Barristers & Solicitors, from the Ministry of Housing with regard to Proposed Amendment No. 95 to the Official Plan for the City of Kingston Planning Area (Bennett's Foods Limited).

(Note: Copy has been distributed to all members of Council)

(File No. 16-1.1)

(510) From the Honourable Keith C. Norton, M.P.P. Kingston and the Islands, thanking the City for forwarding him a copy of its action on the City of Chatham's resolution regarding vacancies on council. (R. 81 (2) 79)

(File No. 19-7)

(511) From the Honourable Keith C. Norton, M.P.P. Kingston and the Islands, concerning the remuneration of City of Kingston representatives on the local Health Unit and quoting the response of the Honourable Tom Wells to this matter, which is as follows:

> "I am not inclined to support the City's proposal for a charge-back system. The 'saving' clause under Bill 195 authorizes the health unit to continue to pay remuneration to the municipal appointees until the end of this year only, after which time the payment of remuneration and expenses of the municipal appointees will be the exclusive responsibility of each of the municipalities. Such a system of municipal responsibility for the payment of remuneration and expenses to members of council and council's appointees to local boards was an essential feature of the changes to The Municipal Act through Bill 80. Municipalities now have broad authority under the Act to control and pay the remuneration and expenses of their appointees on local boards in any amount of rate considered appropriate.
>
> ....we are now reviewing the remuneration provisions of the Act affecting joint local boards in order to overcome some of the concerns about the existing responsibilities for making payments. I am hopeful that we will have a solution to this situation in the Fall Session."

(File No. 10-2)

COMMUNICATIONS (Cont'd)

To be Referred to the Director of Planning & Urban Renewal and to the City Clerk

(512) From the Ministry of Housing advising that on September 1, 1979, Ontario Regulation 597/79 made in accordance with section 35 (24) of The Planning Act, will come into effect. It is a regulation that prescribes procedures allowing zoning by-laws to come into force without Ontario Municipal Board approval and a copy of the planning guideline has been forwarded.

(Note: Copies have been distributed to all members of Council)

(File No. 25-2)

To be Filed

(513) From the Municipal Corporation of the Village of Iron Bridge, Iron Bridge, Ontario, thanking the City for its donation to the Iron Bridge Disaster Relief Committee to assist the flood victims.

(File No. 7-3)

(514) Copy of a letter to Mr. Dan Borowec, President, 394990 Ontario Limited, Valults Restaurant, 21 Queen Street, Kingston, from the Liquor Licence Board of Ontario acknowledging receipt of their application for dining lounge licence (to replace the existing dining room).

(File No. 12-6)

COMMITTEE OF THE WHOLE

(A) That Council resolve itself into the Committee of the Whole to receive reports, with Mayor Keyes in the Chair.

REPORTS

That Report No. 88 of The Grand Theatre Board of Management be received and adopted.

That Report No. 89 of The Board of Management for Rideaucrest Home for the Aged be received and adopted.

That Report No. 90 of the Chief Administrative Officer be received and considered.

REPORT NO. 88

To the Mayor and Aldermen: August 27th, 1979.

The Grand Theatre Board of Management reports and recommends as follows:

1. That the sum of $900 be transferred from Grand Theatre Budget Account #4636 (Fees, Publications and Travel) to the Grand Theatre reserve fund, to be used for expenses incurred in the ribbon-cutting ceremony and reception to be held on Friday, September 21st, 1979 to celebrate the opening of the newly renovated Grand Theatre.

Chairman.

REPORT NO. 89

August 27, 1979

To the Mayor and Aldermen:

The Board of Management for Rideaucrest Home for the Aged reports and recommends as follows:

1. WHEREAS a resolution regarding the use of residents comfort allowance has been received from the City of Chatham with a request for endorsation; and

WHEREAS this resolution has been discussed by the Board of Management for Rideaucrest Home; and

WHEREAS it is the feeling of the Board that the effect of this resolution would be to unduly control the use of residents' comfort allowance, and that such control is not desirable;

THEREFORE BE IT RESOLVED THAT the following resolution of the City of Chatham NOT be endorsed:

"WHEREAS Regulation 439, Section 23, Subsection 2, Clause a and b of the regulations under The Homes for the Aged and Rest Homes Act prohibit the use of residents comfort allowance ($51.00 per month) for the payment of maintenance arrears;

AND WHEREAS The Corporation of the City of Chatham finds as these funds are received monthly or accumulate in trust accounts that in certain instances residents will request that the money be given to friends and/or family who make no contribution toward the cost of maintenance;

AND WHEREAS The Corporation of the City of Chatham feels that this practice should be prohibited and excess funds should be available and required to be paid to offset maintenance arrears;

NOW, THEREFORE, Be it Hereby resolved that the Corporation of the City of Chatham petition the Minister of the Ministry of Community and Social Services of the Province of Ontario to change the statutes and regulations to permit the use of accumulated comfort allowance in excess of $500.00 to be applied against outstanding arrears of maintenance while a resident of the home or after discharge from the same."

Respectfully submitted,

CHAIRMAN

REPORT NO. 90

September 4, 1979.

To the Mayor and Aldermen:

The Chief Administrative Officer reports and recommends as follows:

1. WHEREAS the City of Kingston is the owner of land situated behind properties on the west side of MacDonnell Street between Concession and Third Avenue, which land was originally intended for use as a right of way for the original "Sir John A. Macdonald Boulevard" ; and

WHEREAS this vacant land is now the subject of an Order under the Property Standards By-Law of the City of Kingston, to be cleared of debris, underbrush, long grass and weeds; and

WHEREAS the estimated cost of the clean up work on this site is as follows:

Use of bulldozer and trucks to clean up rubble and debris by Public Works Department	$1,500
Grass cutting and clearing of brush	1,000
	$2,500

THEREFORE BE IT RESOLVED that, as recommended by the Commissioner of Parks and Recreation and the Commissioner of Works, that the clean up of the City-owned land situated behind properties on the west side of MacDonnell Street between Concession and Third Avenue be authorized, and that the following transfer in the 1979 current budget be approved:

	Increase	Decrease
Public Works Misc. #313-75	$ 1,500	
Parks Weed Control #421-67	1,000	
Finance Contingencies		$2,500.

(Note: The Report of the Chief Administrative Officer is attached as Schedule "A" - 6 pages)

2. That, as recommended by the Administrator of Rideaucrest Home for the Aged, sufficient funds be approved to cover the cost of a recent Arbitration settlement with the Ontario Nurses' Association, and that the following transfer in the 1979 current budget be approved; it being noted that the City's share of the total cost ($35,500) is 30%, the balance subject to Provincial subsidy:

	Increase	Decrease
Expenditures		
Salaries - Residents' Medical Nursing Service (No. 9921)	$ 35,500	-
Finance Contingencies		$10,650
Revenue		
Provincial Subsidy	$ 24,850	-

(Note: The Report of the Chief Administrative Officer, and the Administrator of Rideaucrest Home, is attached as Schedule "B" - 2 pages)

3. That, as recommended by the Commissioner of Parks and Recreation, notwithstanding the provisions of By-Law No. 21, "A By-Law fixing Rental to be Charged for Memorial Hall, Committee Rooms and Council Chambers", the Canadian Federation of University Women be permitted to use Memorial Hall on Wednesday, November 14, 1979, from 8:00 p.m. to 11:00 p.m., at no charge.

(Note: The Report of the Commissioner of Parks & Recreation is attached as Schedule "C" - 1 page)

(See By-Law 1 : No. 79-197)

4. WHEREAS the Association of Women Electors of Kingston Area has requested that By-Law 79-94, 'A By-law Respecting Certain Officials of the Corporation (Public Access to Documents)' be amended to require the Chief Building Official to disclose any material received in day-to-day operation of his department; and

WHEREAS, after consultation with the Building Code branch of the Ministry of Consumer and Commercial Relations, it is deemed appropriate that particular documents and plans may be considered to be privileged; and

WHEREAS, by By-Law No. 79-94, passed in May, 1979, Council enacted the following policy with regard to documents submitted to the Chief Building Official:

> "40 (c) Preliminary building plans submitted to the City for comment before formal application is made for a building permit shall be made public at the discretion of the Chief Administrative Officer, and, in the event that a person or persons disagree with the decision of the Chief Administrative Officer, the said person or persons may apply to Council to have the information made available"

and;

WHEREAS it is considered that the foregoing provides for full disclosure of documents which may be considered in the public interest;

THEREFORE BE IT RESOLVED that, as recommended by the City Solicitor, no action be taken on the request of the Association of Women Electors of Kingston Area that By-Law 79-94 be amended with regard to the matter of public access to documents.

(Note: The Report of the Chief Administrative Officer is attached as Schedule "D" - 5 pages)

5. That, as recommended by the Commissioner of Works, the following resolution submitted by the Municipal Engineers Association be approved:

> "The City of Kingston agrees in principle to the implementation of a voluntary certification program for operators of water and wastewater facilities".

(Note: The Report of the Chief Administrative Officer is attached as Schedule "E" - 4 pages)

6. That, as recommended by the Commissioner of Industries and Airport Administrator, the account of the Cataraqui Region Conservation Authority in the amount of $3,715.10, representing 50% of the cost for installation of a boundary fence between Kingston Airport and the Lemoine Point Conservation Area, be paid, funds for this purpose having been provided in the 1979 budget.

(Note: The Report of the Commissioner of Industries and Airport Administrator is attached as Schedule "F" - 1 page)

7. WHEREAS Lamb Real Estate & Insurance Limited is the agent for City-owned property at 23 Queen Street; and

WHEREAS the current lease on this property will expire on 30 September, 1979, and the property will become vacant; and

WHEREAS Mr. Lamb advises that an offer to lease this property has been received;

THEREFORE BE IT RESOLVED that, as recommended by Lamb Real Estate and Insurance Limited, the City of Kingston enter into a lease with Wackys catering firm for the property at 23 Queen Street on the following terms:

a) five year term;

b) rental of $350.00 per month;

it being noted that some temporary partitions will have to be removed and plumbing to a maximum cost of $500.00 is necessary, the cost of such work to be charged from revenue;

- and -

BE IT FURTHER RESOLVED that the Mayor and City Clerk be authorized to execute said Lease.

(Note: Report of Mr. K. Lamb is attached as Schedule "G" - 2 pages)

8. WHEREAS Lamb Real Estate & Insurance Limited is the agent for the sale of City-owned property at 902 Portsmouth Avenue; and

WHEREAS Mr. Lamb advises that this property has been on the market for sale all summer and has not yet been sold at the price offered;

THEREFORE BE IT RESOLVED that Lamb Real Estate and Insurance Limited be authorized to rent the property at 902 Portsmouth Avenue at a monthly rental of $350.00 excluding utilities, on the understanding that the property will continue to be offered for sale, with vacant possession within sixty days of the last day of any month.

(Note: Report of Mr. K. Lamb is attached as Schedule "H" - 1 page)

9. WHEREAS Lamb Real Estate & Insurance Limited is the agent for City-owned property consisting of a rental apartment on the third floor of 224 Princess Street, adjoining the Grand Theatre; and

WHEREAS Mr. Lamb advises that a suitable tenant has been found for this property;

THEREFORE BE IT RESOLVED that, as recommended by Lamb Real Estate & Insurance Limited, the City-owned apartment on the third floor of 224 Princess Street be rented on the following terms:

9. (Cont'd)

a) Two-year lease, subject to a clause providing for the tenant to vacate within sixty days should the Grand Theatre require this space;

b) Rental of $350.00 per month, inclusive;

- and -

BE IT FURTHER RESOLVED that the report of Lamb Real Estate and Insurance Limited (attached hereto as Schedule 'I') be received.

(Note: The Report of Mr. K. Lamb is attached as Schedule "I" - 1 page)

10. WHEREAS, by the terms of a Lease between the City of Kingston and the International Hockey Hall of Fame & Museum Inc., dated April 25, 1978, the Lessee is required to obtain the approval of Council to any sub-lease; and

WHEREAS the approval of Council is now requested to the sub-lease of a portion of the building at the corner of York and Alfred Streets to Centre Social et Culturel Frontenac;

THEREFORE BE IT RESOLVED that, as recommended by the City of Solicitor and the City Treasurer, the International Hockey Hall of Fame & Museum Inc. be informed that the City of Kingston has no objection to the sub-lease of part of the building at the corner of York and Alfred Streets to the Centre Social et Culturel Frontenac.

(Note: The Report of the City Solicitor is attached as Schedule "J" - 3 pages)

Respectfully submitted,

R.J. Hamilton,
Chief Administrative Officer

Schedule "A" to Report No. 90
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 17-8

August 27, 1979

MEMORANDUM

TO: Mayor Keyes and Members of Council

FROM: R.J. Hamilton, C.A.O.

RE: Clean Up of Sir John A. Macdonald Boulevard West Side of MacDonnell Street between Concession and Third Avenue

---

We have recently received orders from the Property Standards Department for a clean up of this particular property as per By-Law No. 8597 of the City of Kingston.

These matters were discussed with Messrs. Graham, and Fluhrer as to their assessments of the cost of clean up and their assessments are as follows:

(i)	Use of a bulldozer and trucks to clean up rubble and debris by the Public Works Department would be approximately	$1,500.
(ii)	In addition Mr. Fluhrer estimated that the grass cutting and the clearing of the brush from this site would be more or less.	1,000.
	The total for this work would be approximately	$2,500.

We therefore recommend that Council authorize us tc in fact do this work as directed by the by-law and the estimated $2,500. to be charged to Finance Contingency since these charges were not properly budgeted for in our 1979 Departmental budgets.

R.J. Hamilton,
C.A.O.

RJH/sd

Schedule "A" to Report No. 90
(Page 2)

AUG 2[illegible] 1979

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE
PROPERTY STANDARDS OFFICER

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

DELIVERED BY HAND

August 22, 1979.

Corporation of the City of Kingston,
KINGSTON, Ontario.
K7L 2Z3

Attention: Mr. R. J. Hamilton, Chief Administrative Officer

Re: Right of way for Sir John A. Macdonald and behind the properties on the west side of MacDonnell Street between Concession and Third Avenue

Dear Mr. Hamilton:

Enclosed is an Order to comply with the Property Standards By-Law No. 8597 as amended of the City of Kingston.

Your attention is directed to Sections 6.8, 6.13, 6.17 and in particular Sub Sec. (c) that refers to prosecution. A copy of By-Law No. 8597, as amended of the City of Kingston may be obtained at the Building Inspection Department in City Hall at a slight charge.

In the event that you are at present in possession of a building permit, your attention is also directed to Sec 2(2)(V) of By-Law 8790 as amended of the City of Kingston. A copy of this By-Law may be obtained from City Hall at a slight charge.

If you have any questions, please contact the undersigned at City Hall, Kingston, Ontario.

Yours truly,

J. Wright

J. S. Wright
Property Standards Officer

c.c. Mr. Lee Shipp
Mr. D. Graham, Commissioner of Works

JSW/jc

Encls.

Schedule "A" to Report No. 90
(Page 3)

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE
PROPERTY STANDARDS OFFICER

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

DELIVERED BY HAND

Corporation of the City of Kingston,
KINGSTON, Ontario.
K7L 2Z3

Attention: Mr. R. J. Hamilton, Chief Administrative Officer

DATED AT KINGSTON THIS 22nd DAY OF August, 1979

ORDER

Whereas it has been established that the property known municipally as (please see covering letter) does not conform to the standards set out in Property Standards By-Law No. 8597 as amended of the Corporation of the City of Kingston it is hereby Ordered that:

The repairs listed in the attached Schedule "A" relative to this property be carried out by the 5th day of September, 1979.

Your attention is directed to Section 6.8 and to Section 6.17 inclusive of By-Law No. 8597 as amended.

An Appeal may be taken by sending a Notice of Appeal to the Secretary of the Property Standards Committee, City Hall, Kingston, Ontario, by registered mail, or personal service not later than fourteen days after the receipt of this Order.

Yours truly,

c.c. Mr. Lee Shipp
Mr. D. Graham, Commissioner of Works

J. S. Wright
Property Standards Officer

JSW/jc

Encls.

Schedule "A" to Report No. 90
(Page 5)

9.30 [illegible]

AUG 22 1979

MEMORANDUM

DEPARTMENT
OF
PARKS AND RECREATION

TO: R. J. Hamilton, C.A.O.

FROM: Douglas R. Fluhrer, Commissioner.

DATE: August 21, 1979.

RE: PROPERTY STANDARDS BY-LAW

Recently I have received two orders from Property Standards officers to execute work, on City property, which is to be done immediately.

In both instances they involve rather large dollars to resolve and also the jurisdiction of the areas is very unsure. There are, however, no funds allocated for the required work.

I understand this is happening because Mr. Ruttan has been instructed to clean up the City's position with regard to the by-law and this is as it should be. However, until funds and responsibility are established, we could find ourselves in a very embarrassing position. This gets us back to our recent discussions on street ends and who is responsible for what.

Douglas R. Fluhrer,
Commissioner.

DRF/sw

c.c. Bob Ruttan
Peter Lawson
Lee Shipp

PARKS AND RECREATION
CITY OF KINGSTON

Schedule "A" to Report No. 90
(Page 6)

CORPORATION OF THE CITY OF KINGSTON

Mr. D. Graham,
Commissioner of Works.
- and -
Mr. Lee Shipp,
Parks & Recreation Department.

	DEPT. OF ORIGINATOR	DATE
R.J. Hamilton	C.A.O.	Aug.13,1979

ECT Notice of Non-Compliance - Sir John A. RE: MacDonald between Concession & Third Avenue.

I would like to know what action you plan for this area as set out in a memorandum from J.S. Wright, Property Standards Officer dated August 8, 1979.

R.J. Hamilton,
C.A.O.

IT WAS THE POLICY OF THE PUBLIC WORKS COMMITTEE, AND
SUMABLY COUNCIL, NOT TO SPEND PUBLIC FUNDS ON UNOPENED
D ALLOWANCES AND LANES. ONE EXCEPTION WAS MADE WHEN THE
E CHIEF REPORTED THAT BRUSH DISCARDED IN A LANE WAS A FIRE
ZARD. WE HAVE NOT BUDGETED FOR THIS WORK AND HAVE
FUNDS TO DO IT. IT IS A POLICY MATTER FOR COUNCIL TO
NSIDER AND FUND DEPENDING ON THE DECISION.
IT SEEMS RATHER RIDICULOUS THAT A BUILDING PERMIT
NECESSARY WHEN A PERSON CAN EXCAVATE FOR A BASEMENT
THOUT ONE

SIGNATURE	DEPARTMENT	DATE OF REPLY
	WORKS	15 Aug. 79

S1 - E

Schedule "B" to Report No. 90
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 5-3.13

August 27, 1979

MEMORANDUM

TO: Mayor Keyes and Members of Council

FROM: R.J. Hamilton, C.A.O.

RE: TRANSFER FROM CONTINGENCY FUND
- O.N.A. ARBITRATION AWARD

We are forwarding herewith correspondence received from Mr. John Smith, Rideaucrest Administrator, indicating the cost of the O.N.A. Arbitration settlement.

Mr. Smith, in this matter, has requested a transfer from Finance Contingencies of $10,650.00. We therefore recommend that Council agree to the said transfer at this time.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

Schedule "B" to Report No. 90
(Page 2)

AUG 27 1979

B.G. Cousens
City Treasurer

c.c. Mr. R.J. Hamilton
Chief Administrative Officer

CORPORATION OF THE CITY OF KINGSTON

CITY OF KINGSTON
AUG 22 1979
OFFICE OF
CITY TREASURER

	DEPT. OF ORIGINATOR	DATE
hn D. Smith	Rideaucrest Home	August 22, 1979

CT RE:

ANSFER FROM CONTINGENCY FUND TO COVER INCREASED COSTS AS A RESULT OF O.N.A. ARBITRATION
ARD.

As a result of the O.N.A. Arbitration award, it is necessary to ask for a transfer $35,500 from Contingencies to account no. 9921 Salaries - Residents' Medical - Nursing rvice.

The arbitration awarded an increase of approx. 19.5% - we had budgeted for an 8% crease.

John D Smith
John D. Smith
Administrator

AUG 27 1979

The amount to be transferred from contingencies should be $10,650.00
This amount has been calculated in the following matter:

Province of Ontario subsidy	- 70% of $35,500.=	$24,850.00
City of Kingston	-30 % of $35,500.=	$10,650.00

SIGNATURE	DEPARTMENT	DATE OF REPLY
	Treasury	aug 23/79

S1-E1

Schedule "C" to Report No.90
(Page 1)

AUG 27 1979

M E M O R A N D U M

DEPARTMENT
OF
PARKS AND RECREATION

TO: R. J. Hamilton, C.A.O.

FROM: Douglas R. Fluhrer, Commissioner.

DATE: August 23, 1979.

RE: WAIVER OF FEE REQUEST - MEMORIAL HALL

I am recommending that Council waive the usual fee for the use of Memorial Hall on Wednesday, November 14th, 1979, for the Canadian Federation of University Women, (8:00 P.M. - 11:00 P.M.)

The purpose of this request is to present, for the public, prominent speakers on the subject of the "Year of the Child".

The C.F.U.W. is a non-profit organization and uses all of its non-operating funds for scholarships, the majority of which are presented locally.

Douglas R. Fluhrer,
Commissioner.

DRF/sw
Attach.

PARKS AND RECREATION
CITY OF KINGSTON

Schedule "D" to Report No. 90
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 3-6

August 24, 1979

MEMORANDUM

TO: Mayor Keyes and Members of Council

FROM: R.J. Hamilton, C.A.O.

RE: Public Access to Documents

A letter from the Association of Women Electors of Kingston Area, was referred to my office for recommendation and we in turn forwarded this request to Mr. Jackson who has reviewed this matter as per his attached memorandum. In summary, Mr. Jackson is stating as follows:

The Chief Building Official (may allow), which suggests that this is not a mandatory requirement that all matters would be disclosed on request. It is interesting to note the suggestion that a number of documents which may be classed as privileged and it could include the three areas as suggested in Mr. Jackson's report.

It would seem that a policy that would treat preliminary plans as being privileged, at least until the land owner was made aware of municipal concerns regarding same or until a Building Permit is issued, would be adequate.

Mr. Jackson further comments about an article in the Municipal World which does not, in his opinion, contain a requirement that building plans under the Chief Building Official, must be made public. Therefore Mr. Jackson has suggested there is no need to amend the section as suggested by the Women Electors.

We would therefore recommend that Council not undertake any action in this matter. The comments from Mr. Jackson will be in turn referred back to the Association of Women Electors.

R.J. Hamilton,
C.A.O.

Schedule "D" to Report No. 90
(Page 2)

AUG 21 1979

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE
City Solicitor
Our Ref. No. L-16

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

MEMORANDUM

TO: Mr. R.J. Hamilton,
Chief Administrative Officer

FROM: Mr. Norman C. Jackson,
City Solicitor

DATE: August 21, 1979

RE: Public Access to Documents

You have asked me to comment on the attached letter from The Association of Women Electors concerning the above. The Women Electors are asking for an amendment to By-Law No. 79-94 in order that documents could be made available to the public from the office of the Chief Building Official. The Women Electors ask that this be done in accordance with Section 22(4) of The Ontario Building Code Act, 1974 and in accordance with a directive from the Director of the Building Code Branch of the Ministry of Consumer and Commercial Relations dated March 2, 1977. They have also referred to an article in The Municipal World magazine.

I have contacted the Director of the Building Code Branch, Mr. Graham Adams, in Toronto, and secured a copy of the directive which he issued on March 21, 1977. A copy of that directive is enclosed herewith. This copy was obtained by telephone from Mr. Adams himself. I described to Mr. Adams the nature of the Women Electors' request and he indicated to me without equivocation that his directive did not make a mandatory requirement that all material and information received by the Chief Building Official in day to day operations be disclosed. Instead, Mr. Adams directed me to the words "may allow" in the directive. Mr. Adams indicated that in no way was this directive an attempt to remove local autonomy but rather was principally intended to apply in areas of the province which are an unorganized municipal territory without sophisticated local governments. It was Mr. Adams' intention when he issued the directive that it would be left up to the local municipality and the Council of the municipality to set its own policy and in no way was the directive to be viewed as an interference with the local policy. The directive would still allow, and Mr. Adams

.../2

Mr. R.J. Hamilton,
Chief Administrative Officer

August 21, 1979

indicated properly so, a municipality to hold back documents when they felt it was necessary in the public interest. There are a number of documents which the province considers to be privileged, including certain types of building plans which may include the following:

1. Plans showing security systems of buildings;
2. Plans showing proposed industrial development which is highly sought after by several municipalities;
3. Plans showing proposed commercial developments which competitors may wish to impede. (The City of Kingston is now involved with competing shopping centre issues).

Mr. Adams concurred with a policy that would treat preliminary plans as being privileged, at least until the land owner was made aware of municipal concerns regarding same or until a building permit is issued.

The article referred to in The Municipal World is to report on the liability of building officials and does not, insofar as I am concerned, contain a requirement that such building plans under the Chief Building Official must be made public. It would seem to indicate that there would be no liability on a Chief Building Official who makes plans public, it being understood that an architect whose plans were reproduced without his permission would have a civil remedy against the person who reproduced the plans.

The paragraph in By-Law 79-94 mentioned by the Women Electors, Subsection C of Section 40, refers to preliminary building plans being made public at the discretion of the Chief Administrative Officer with the possibility of an appeal to Council. Because such plans may, in part, be privileged, and since the province has not, in fact, directed such plans to be made public, but only allowed for same to be made public if in the public interest, there may be no need to amend the section as suggested by the Women Electors.

Norman C. Jackson,
City Solicitor

/ks
Enclosures

Schedule "D" to Report No. 90
(Page 4)

Hu C.A.O.

6)79

THE ASSOCIATION OF WOMEN ELECTORS OF KINGSTON AREA

254 Collingwood Street
Kingston, Ont. K7L 3X8
16 June 1979

Corporation of the City of Kingston
City Hall
Kingston, Ont.

Attn: Mr. M.C. Healy

Dear Mayor Keyes and Members of Council:

We wish to request an amendment to Subsection C of By-law 79-94 regarding access to public documents with special reference to documents under the jurisdiction of the Chief Building Official.

We request that documents be made available to the public in conformity with the Building Code Act section 22(4) which allows the Director to order disclosed any information,etc. acquired or received under the powers conferred by the Act. To clarify the extent of the right to disclose, the Director has issued a directive dated March 2, 1977 which allows the disclosure of any material etc. received in "day-to-day operations" under the powers conferred.

We refer you to Municipal World, December 1978, p. 311, an article based on the report by Ian MacF. Rogers, Q.C. regarding the liability of building officials and particularly to p. 316.

Yours very truly,

Susan Thorne

Susan Thorne
Corresponding Secretary

TY COUNCIL
IEETING OF:
25 JUN 1979
)MMUNICATION
): 349

of Kingston
CEIVED
JUN 25 1979
RTMENT OF
CITY CLERK

Schedule "D" to Report No. 90
(Page 5)

Dictated by Mr. G. Adams, Director of the Building Code Branch, Ministry of Consumer and Commercial Relations, August 20, 1979 by phone.

On March 21, 1977, the Branch Director issued the following directive.

> Every Chief Building Official and Inspector appointed by the Council of a municipality under The Building Code Act, 1974, may allow to be published, disclosed, or communicated any information, material, statement or resolution of any test acquired, furnished, obtained, made or received in day to day operations under the powers conferred under The Building Code Act and The Building Code.
>
> Day to day operations are not considered to include
> a) inquiries under Section 19 of The Building Code Act;
> b) authorizations made by the Building Materials Evaluation Commission for the use of any innovative material, technique or building design.
>
> This directive is made pursuant to Subsection 4 of Section 22 of The Building Code Act, 1974.

Schedule "E" to Report No. 90
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 20-3.7

August 23, 1979

MEMORANDUM

TO: Mayor Keyes and Members of Council

FROM: R.J. Hamilton, C.A.O.

RE: CERTIFICATION OF OPERATORS FOR WASTEWATER FACILITIES - SEWAGE DISPOSAL SYSTEM

We have review these matters with Mr. D. Graham, Commissioner of Public Works, who agrees in principle with the program as set out in the attached letter. Mr. Graham states that the City's participation would increase if as many of the courses as possible were given at the local office of the Ministry. This would reduce the cost to the Municipality and the time operators were away from normal duties.

We therefore recommend the endorsement of the said resolution as this time.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

Schedule "E" to Report No. 90
(Page 2)

MR M HEALY

CORPORATION OF THE CITY OF KINGSTON

GRAHAM	DEPT. OF ORIGINATOR	DATE 20 AUG '79	
CT CERTIFICATION OF OPERATORS		RE: WASTEWATER FACILITIES	

WE AGREE IN PRINCIPLE WITH THE PROGRAM

OUR PARTICIPATION WOULD INCREASE IF AS MANY OF THE COURSE AS POSSIBLE WERE GIVEN AT THE LOCAL OFFICE OF THE MINISTRY. THIS WOULD REDUCE THE COST TO THE MUNICIPALITY AND THE TIME OPERATORS WERE AWAY FROM NORMAL DUTIES

SIGNATURE	DEPARTMENT	DATE OF REPLY

S1 - E1 A

ER: RETAIN PART 2 **REPLIER:** RETURN LAST PART

▶ USE STANDARD No. 9 OR 10 WINDOW ENVELOPE.

Schedule "E" to Report No. 90
(Page 3)

Council - Which Has Been
Referred To the
Commissioner of Works

FILE
#2C-3.7

Clerk of the Municipality

Dear Sir/Madam

Re: Certification of Operators for Water and Wastewater Facilities.

The Municipal Engineers Association, with the concurrence of the Ontario Ministry of the Environment, has established a Study Group to evaluate the feasibility of implementing a voluntary certification program for operators of water and wastewater facilities based on guidelines recommended to the Provinces by F.A.C.E. (Federation of Associations on the Canadian Environment). The attached position paper prepared by the Study Group outlines the benefits to the municipality of a certification program.

We recommend endorsement of this concept by all municipalities operating water and/or wastewater treatment plants in the province.

On July 8, 1977 the Municipal Liaison Committee endorsed the principle of certification of operators for water and wastewater facilities. Subsequently, on December 21, 1977, the Honourable George A. Kerr, former Minister of the Environment, wrote the committee a letter which indicated that the province was not at that time prepared to undertake a mandatory certification program, but confirmed that certification remains a Ministry objective.

In order to get an expression of support for the concept of a voluntary certification program, the following draft resolution is proposed for your consideration:

> "The municipality of ________________ agrees in principle to the implementation of a voluntary certification program for operators of water and wastewater facilities."

Municipal Engineers Association

We request that your municipality deal with this resolution and forward their response to Mr. A. Matwichuk, Secretary, M.E.A. Study Group on Voluntary Operator Certification at the address given below by September 15, 1979.

A. Matwichuk
Ministry of the Environment
Training and Certification Section
135 St. Clair Ave. West
Toronto, Ontario M4V 1P5

Yours very truly,

E Baldock

E. Baldock
Chairman,
Study Group on Voluntary
Operator Certification

City of Kingston
ECEIVED
AUG [illegible] 1979
DEPARTMENT OF
THE CITY CLERK

Schedule "F" to Report No90
(Page 1)

TO: R. J. Hamilton, C.A.O.

FROM: W. D. Stevens, Commissioner of Industries and Airport Administrator

DATE: August 28, 1979

SUBJECT: AIRPORT - Account - Cataraqui Region Conservation Authority - Boundary Fencing

---

ORIGIN: The Transportation Committee at its meeting held September 13, 1978, recommended that funds for erection of paige wire fencing between the Airport and the Lemoine Point Conservation Area on a 50% - 50% cost sharing basis with the Cataraqui Region Conservation Authority be included in the 1979 Airport budget.

ANALYSIS: In a letter dated May 10, 1979, Mr. R. V. Brittain, Resources Manager, Cataraqui Region Conservation Authority, confirmed the Authority's agreement to construct a boundary fence between Lemoine Point Conservation Area and the Kingston Airport on a 50% - 50% cost shared basis.

The installation of 8 strand heavy gauge galvanized paige wire fencing and "No Trespassing" signs along the entire west boundary of the Airport property has been completed by the Conservation Authority's work force.

EXISTING POLICY: Transport Canada regulations require that airports provide appropriate security fencing, together with "No Trespassing" signs and a by-law authorizing the municipality to enforce security regulations in order to restrain vehicular and pedestrian traffic from runways and aircraft manoeuvring areas.

FINANCIAL CONSIDERATIONS: Sufficient funds have been allocated in the 1979 Airport grounds maintenance account for this project.

RECOMMENDATION: That the account of the Cataraqui Region Conservation Authority in the amount of $3,715.10, representing 50% of the cost for installation of a boundary fence between the Kingston Airport and the Lemoine Point Conservation Area, be paid.

Respectfully submitted,

W. David Stevens, A.M.E.I.C.
Commissioner of Industries
and Airport Administrator

Schedule "G" to Report No.90
(Page 1)

AUG 28 1979

AMB
TATE & INSURANCE LTD.

KEN LAMB, REALTOR
PRESIDENT

662, STATION 'A', KINGSTON, ONTARIO - K7L 4X1 - TELEPHONE 546-6624

Aug. 22, 1979

Mr. R.J. Hamilton,
Chief Administrative Officer,
City of Kingston,
City Hall,
KINGSTON, Ont.

Re: 23 Queen Street

Dear Sir:

The office space at 23 Queen Street, presently under lease to Hawthorne Protective Services will be vacant at the expiration of their lease (Septerber 30, 1979). We have an offer to lease from a catering firm who work with The Vaults Restaurant (same building).

The terms are
- -a 5 year lease
- -rental of $350.00 monthly (inclusive) Hawthorne paid $280.00
- -we must do some plumbing $500.00 Maximum
- -some temporaty partitions to be removed

Our opinion would be that the tenant is acceptable as well as the lease terms.

Trusting that you will advise us at your earliest convenience.

Yours very truly,

Ken Lamb

Ken Lamb,
Manager, City of Kingston Properties

/dl

Schedule "G" to Report No. 90
(Page 2)

W. H. SILVER PLUMBING
172 FLORENCE STREET
KINGSTON, ONTARIO TEL: 544-2180
K7M 1Y8

To Mr. Ken Lamb,

Quotation re 2" drain installation
Queen St. plus hot + cold water pipes

To install 2" drain to the proposed location and install a vent back through two walls and across the ~~bathro~~ washroom ceiling to the existing three inch vent stack. To supply a plumbing permit, materials and to be inspected by the city plumbing inspector. Also hot and cold water pipes to be supplied and installed to a location through the wall from the common hallway as agreed. Price of the above complete #483.65

#483.65

William H. Silver.

Schedule "H" to Report No. 90
(Page 1)

AUG 28 1979

AMB
E & INSURANCE LTD.
2, STATION 'A', KINGSTON, ONTARIO - K7L 4X1 - TELEPHONE 546-6624

KEN LAMB, REALTOR
PRESIDENT

Aug. 23, 1979

Mr. R.J. Hamilton,
Chief Administrative Officer,
City of Kingston,
City Hall,
KINGSTON, Ont.

Re: 902 Portsmouth Ave.

Dear Sir:

This property has been on the market all summer. It does not appear to be a good year for Real Estate so we have rented it for $350.00 monthly plus utilities.

We are keeping it on the market. Possession can be in 60 days from the last day of any month.

We understand that the anticipated revenue from the sale of this property is in the current budget.

Yours very truly,

Ken Lamb

Ken Lamb,
Manager, City of Kingston Properties

/dl

Schedule "I" to Report No. 90
(Page 1)

AUG 28 1979

AMB
L ESTATE & INSURANCE LTD.

KEN LAMB, REALTOR
PRESIDENT

BOX 662, ~~STATION "A"~~, KINGSTON, ONTARIO - K7L 4X1 - TELEPHONE 546-6624

Aug. 23, 1979

R.J. Hamilton,
Chief Administrative Officer,
City of Kingston,
City Hall,
KINGSTON, Ont.

Re: 224 Princess St.

Dear Sir:

We have been successful in renting the apartment on the third floor above "Martinizing" and adjoining the Grand Theatre at 224 Princess Street. We will be drawing up a two year lease at $350.00 monthly, inclusive, which will have a special clause permitting the lease to be broken in 60 days provided that the Grand Theatre should require this space.

Of the $2,500.00 allotted for renovations (your file Ref. #3-7 Oct. 13/78) $510.00 has already been spent, and the balance will spent in the next month or so, to bring the apartment up to standards.

Yours very truly,

Ken Lamb,
Manager, City of Kingston Properties

/dl

Schedule "J" to Report No. 90
(Page 1)

AUG 29 1979

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE City Solicitor

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. L-25

MEMORANDUM

TO: Mr. R. J. Hamilton,
Chief Administrative Officer.

FROM: Norman C. Jackson,
City Solicitor.

DATE: August 28, 1979

RE: LEASE - INTERNATIONAL HOCKEY HALL OF FAME & MUSEUM & CENTRE SOCIAL ET CULTUREL FRONTENAC

As requested, I am forwarding my comments to you on the above-mentioned lease.

This lease is what I take to be a sub-lease of property that was previously leased from the City to The International Hockey Hall of Fame & Museum Inc. The main lease was made April 25, 1978. It was to be for a term of five years and covered the main floor of the building known as 303 York Street. Under the terms of this lease, there were to be no assignments or sub-letting without leave and, therefore, the Hockey Hall of Fame is now seeking City Council's approval to sub-lease from The Hockey Hall of Fame to Centre Social Et Culturel Frontenac.

The original lease contemplated that the lessee could lease the basement and could sub-let the committee room on the south side of the building. The proposed lease between The International Hockey Hall of Fame & Museum Inc. and Centre Social Et Culturel Frontenac would, therefore, conform with the main lease and, in fact, contains a statement in Schedule "A" that "this sub-lease is subject to the approval of The Corporation of the City of Kingston".

......./2

The form of this sub-lease is the standard commercial lease legal form, and I have no objection to the terms in the standard form.

It is to be noted that the City's lease with The Hockey Hall of Fame was for $1.00, whereas the sub-lease from The Hockey Hall of Fame to Centre Social Et Culturel Frontenac is for $1,800.00 per annum, being a lease for one year.

N Jackson

NCJ:dg

Norman C. Jackson,
City Solicitor.

c.c. to: Mr. G. Hinch,
Deputy City Treasurer.

AUG 22 '97

INTERNATIONAL HOCKEY HALL OF FAME
KINGSTON CANADA
AND MUSEUM
INCORPORATED
P O BOX 82
KINGSTON ONT CANADA

August 16, 1979

Corporation of the City of Kingston
City Hall
Kingston, Ontario
K7L 2Z3

ATTENTION: MR. R. J. HAMILTON
CHIEF ADMINISTRATIVE OFFICER

Dear Mr. Hamilton:

Re: The International Hockey Hall of Fame and Museum
Lease to Centre Social Et Culturel Frontenac

I have been requested by the International Hockey Hall of Fame and Museum to prepare a Lease for a certain area within the Hockey Hall of Fame complex.

In accordance with the Lease granted by the City of Kingston to the Hall of Fame, I am seeking the approval of the City of Kingston for this Lease. Generally speaking the stage area and the kitchen is to be made available to this Francophone association where they can hold their meetings, instructional classes and several other social and cultural meetings.

If you have any questions regarding the Lease, please do not hesitate to contact me although I would draw to your attention that the parties are hoping that the Lease may commence September 1, 1979.

Thank you in advance for your consideration in this matter.

Yours very truly,

INTERNATIONAL HOCKEY HALL OF FAME AND MUSEUM INC.

Per: PETER J. RADLEY

PJR:ljk
Enc.

COMMITTEE OF THE WHOLE (Cont'd)

(B) That Council Rise from the Committee of the Whole and the Chairman Report.

REPORT OF THE COMMITTEE OF THE WHOLE

(C) That the Report of the Committee of the Whole be adopted, approved and confirmed.

MOTIONS

NOTICE OF MOTION

Moved by Ald. Lampropoulos,
Seconded by Ald. Matthews,

WHEREAS the matter of aircraft safety is of general concern;

AND WHEREAS the Corporation of the City of Kingston wishes to ensure safety at all levels of operation at the Kingston Airport;

AND WHEREAS the existing location of the Aeradio facilities does not allow visual observation of the airport runways by the Aeradio operators;

AND WHEREAS a recent concept study for future installations of Aeradio facilities at airports recommends that Aeradio facilities be installed so as to provide Aeradio operators with complete view of the airfield;

THEREFORE BE IT RESOLVED that the Corporation of the City of Kingston request Transport Canada for improved Aeradio services at the Kingston Airport so that the Aeradio operators will have an obstructed view of the airfield.

BYLAWS

(A) That By-Laws 1 and 2 be given their First & Second Readings.

(B) That Rule No. 35 of By-Law No. 1 be suspended for the Purpose of Giving By-Laws 1 and 2 their Third Reading.

(C) That By-Laws 1 to 4 be given their Third Reading.

(1) A By-Law to Amend By-Law No. 21, "A By-Law Fixing Rental to be Charged for Memorial Hall, Committee Rooms and Council Chambers." (Memorial Hall Use: November 14, 1979 by Canadian Federation of University Women).

(THREE READINGS) Proposed No. 79-197
Clause 3, Report No. 90, 1979

(2) A By-Law to Confirm the Proceedings of Council at its meeting Held on September 4, 1979.

(THREE READINGS) Proposed No. 79-198
City Council Meeting No. 34)

---

(3) A By-Law to Authorize the Reconstruction of a Concrete Sidewalk 1.89 meters wide in Princess Street, north side, from Ontario Street easterly 40.11 meters under the provisions of Section 7 of the Local Improvement Act (Petition). /

THIRD READING Proposed No. 79-163
Clause 4, Report No. 81, 1979

(4) A By-Law to Authorize the Construction of a Concrete Sidewalk in Portsmouth Avenue 1.5 Meters Wide, east side, from Princess Street southerly 63.70 meters under the Provisions of Section 7 of the Local Improvement Act. (Petition).

THIRD READING Proposed No. 79-164
Clause 5, Report No. 81, 1979

UNFINISHED BUSINESS

ADJOURNMENT

QUEEN'S UNIVERSITY LIBRARY
DOCUMENTS DEPARTMENT
SEP 19 1979

CITY COUNCIL MEETING NO. 34

The regular meeting of City Council was held on Tuesday, September 4, 1979, in the Council Chamber, City Hall, at 7:00 p.m. His Worship Mayor Keyes presided.

ROLL CALL

Mayor Keyes, Ald. Bishop, Ald. Clark (arrived at 7:20 p.m.) Ald. Clements, Ald. Gerretsen, Ald. Gorham, Ald. Hawkins, Ald. Knapp, Ald. Lampropoulos, Ald. McArthur, Ald. Tarnowecky, Ald. Timmins (12)

MINUTES

PETITIONS

COMMUNICATIONS

To be Filed

(495) From the Liquor Licence Board of Ontario advising of their favourable decision with regard to the application received from Hellas Tavern, 403 Princess Street, Kingston, for alterations to their dining lounge, main floor (135 persons).

(File No. 12-6)

To be Referred to the City of Kingston Planning Board

(496) From Mr. T.R. Wilcox, Wilcox & McNeill, Barristers and Solicitors, notifying that on behalf of the executors for the estate of Melville E. Binnington and the beneficiaries thereof, that the individuals concerned are objecting to the approval of Zoning By-Law No. 79-138, "A By-Law to Amend By-Law No. 8499" by the O.M.B. insofar as it purports to rezone Part of Lot 18 and Lot 19, Concession 3, City of Kingston, owned by the Melville E. Binnington Estate which generally is north of Counter Street immediately adjoining on the west property known as the Clyde Farm.

(File No. 25-2.4-21)

(497) From Mr. T.R. Wilcox, Wilcox & McNeill, Barristers and Solicitors, notifying that on behalf of his client, W.A. Binnington, an objection is being raised to the proposed zoning By-law No. 79-138, "A By-Law to Amend By-Law No. 8499". The basis of the objection is as follows:

1. Mrs. Binnington did not receive any specific notice with respect to the proposed zoning by-law other than by the Notice of Application to the Ontario Municipal Board which she just recently received.
2. It is not clear as to whether the proposed amending by-law affects all of Mrs. Binnington's land or part, or whether the proposed zoning is "M" or "FP".

(File No. 25-2.4-21)

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COMMUNICATIONS (Cont'd)

To be Referred to the Planning Board (Cont'd)

(498) From the Ministry of Housing acknowledging that they have reviewed the Proposed Repeal and Concurrent Adoption of the Official Plan for the City of Kingston Planning Area and are submitting their comments and suggested modifications.

(Note: Copies have been distributed to all members of Council)

(File No. 16-1.1)

To be Filed

(499) From the Association of Municipalities of Ontario submitting a copy of a Report of the President on Behalf of the Board of Directors to the 1979 Annual Conference.

(File No. 1-5)

(500) From The Honourable Thomas L. Wells, Minister of Intergovernmental Affairs, Ontario submitting a copy of his remarks to the 1979 Conference of the Association of Municipalities of Ontario held on August 20, 1979 at the Royal York Hotel, Toronto.

(File No. 1-5)

(501) From the Honourable Keith C. Norton, M.P.P. Kingston and the Islands, thanking the City for forwarding him a copy of the City's endorsement of the resolution of the Regional Municipality of York requesting that the Province "amend the Municipal assistance program to be on a formula or other unconditional basis, at the earliest opportunity..." and submitting remarks of Hon. Thomas L. Wells noting that the Grants Reform Committee Report is still being studied by the Government. (R. 71 (6) 79).

(File No. 19-7)

(502) From the Honourable Keith C. Norton, M.P.P. Kingston and the Islands, thanking the City for informing him of Council's action on the City of Windsor's resolution with respect to a three year term for municipally elected representatives. (R. 74 (8) 79)

(File No. 5-2)

To be Referred to the City Clerk

(503) From the Corporation of the City of Windsor requesting that the City of Kingston endorse the following resolution:

> *"That the Minister of Intergovernmental Affairs be requested to incorporate the amendments as referred to in Appendix "C" attached hereto, to The Municipal Elections Act 1977, which will administratively improve the conduct of municipal elections throughout the Province of Ontario."*

(File No. 5-2.1)

COMMUNICATIONS (Cont'd)

To be Referred to the Planning Board

(504) From Topnotch Feeds Limited, Seaforth, Ontario, objecting to Zoning By-Law 79-138 and stating that they are concerned about the "Maximum Height" listed under 31A2(a) which is 13.5 m. At the present time, their elevator legs exceed this and at some future date, may have to go even higher. Under 31A.2(k) it suggests that where yard storage is used, the area should be totally closed off from view at any streets. Since they have always used their yard to store products for re-sale, they feel it would be impossible to totally enclose it by any other means other than by way of the chain link fence, which is already in place.

(File No. 25-2-4.21)

(505) From The McAdoo Group, McAdoo Park, Kingston, stating that they are in favour of and support the proposed amendment to Zoning By-Law No. 79-138, "A By-Law to Amend By-Law No. 8499" and submitting questions concerning the interpretation of method of determining which area of a building applies to retail part or to wholesale part.

(File No. 25-2.4.21)

(506) From the Public Utilities Commission, Kingston, stating that they object to the approval of Zoning By-Law No. 79-138 to rezone lands north of Counter Street and West of Division Street, due to the requirement of clause 31A.2(k). This clause requires that any yard used for storage shall be screened so that the storage area will not be visible from any public roadway. In the case of the Commission, there are three storage areas involved and to screen these areas from view of Counter Street and Lappan's Lane would require an expenditure of the order of $20,000 to $35,000 plus annual maintenance charges.

(File No. 25-2.4-21)

Which has been Referred to Mayor Keyes

(507) From the Frontenac County Board of Education stating that they have received initial information concerning the new assessment equalization factors which are to be used in calculating, among other things, the municipalities' apportionments of net requirements for the 1980 fiscal year. Applying these factors for apportionment purposes to their 1979 net requirement, they have found some rather disturbing variations from the apportionments which were made on the previous basis and are requesting that a discussion committee be formed to review the new assessment equalization factors and enclosing copy of resolution of the County of Frontenac authorizing appointment of 3 of their members by the Warden to such a committee.

(File No. 1-3)

COMMUNICATIONS (Cont'd)

To be Referred to the City of Kingston Planning Board

(508) From Mrs. Hazel V. Maclean, 53 King Street E., Kingston, objecting to the rezoning of the parcel of land on the southeast corner of King Street E. and Maitland Street (Zoning By-Law No. 79-140). She feels that an erection of a office building and parking lot in this area would be an injustice to the City residents, neighbours and tourists who visit the City Park to enjoy the beauty of the old homes.

(File No. 25-2.12-6)

To be Filed

(509) Copy of a letter to Mr. Peter J. Radley, Radley, McNeely, Barristers & Solicitors, from the Ministry of Housing with regard to Proposed Amendment No. 95 to the Official Plan for the City of Kingston Planning Area (Bennett's Foods Limited).

(Note: Copy has been distributed to all members of Council)

(File No. 16-1.1)

(510) From the Honourable Keith C. Norton, M.P.P. Kingston and the Islands, thanking the City for forwarding him a copy of its action on the City of Chatham's resolution regarding vacancies on council. (R. 81 (2) 79)

(File No. 19-7)

(511) From the Honourable Keith C. Norton, M.P.P. Kingston and the Islands, concerning the remuneration of City of Kingston representatives on the local Health Unit and quoting the response of the Honourable Tom Wells to this matter, which is as follows:

> "I am not inclined to support the City's proposal for a charge-back system. The 'saving' clause under Bill 195 authorizes the health unit to continue to pay remuneration to the municipal appointees until the end of this year only, after which time the payment of remuneration and expenses of the municipal appointees will be the exclusive responsibility of each of the municipalities. Such a system of municipal responsibility for the payment of remuneration and expenses to members of council and council's appointees to local boards was an essential feature of the changes to The Municipal Act through Bill 80. Municipalities now have broad authority under the Act to control and pay the remuneration and expenses of their appointees on local boards in any amount of rate considered appropriate.
>
> ....we are now reviewing the remuneration provisions of the Act affecting joint local boards in order to overcome some of the concerns about the existing responsibilities for making payments. I am hopeful that we will have a solution to this situation in the Fall Session."

(File No. 10-2)

COMMUNICATIONS (Cont'd)

To be Referred to the Director of Planning & Urban Renewal and to the City Clerk

(512) From the Ministry of Housing advising that on September 1, 1979, Ontario Regulation 597/79 made in accordance with section 35 (24) of The Planning Act, will come into effect. It is a regulation that prescribes procedures allowing zoning by-laws to come into force without Ontario Municipal Board approval and a copy of the planning guideline has been forwarded.

(Note: Copies have been distributed to all members of Council)

(File No. 25-2)

To be Filed

(513) From the Municipal Corporation of the Village of Iron Bridge, Iron Bridge, Ontario, thanking the City for its donation to the Iron Bridge Disaster Relief Committee to assist the flood victims.

(File No. 7-3)

(514) Copy of a letter to Mr. Dan Borowec, President, 394990 Ontario Limited, Valults Restaurant, 21 Queen Street, Kingston, from the Liquor Licence Board of Ontario acknowledging receipt of their application for dining lounge licence (to replace the existing dining room).

(File No. 12-6)

COMMITTEE OF THE WHOLE

(A) Moved by Ald. Bishop,
Seconded by Ald. Clements,

That Council resolve itself into the Committee of the Whole to receive reports, with Mayor Keyes in the Chair.

CARRIED

(B) Moved by Ald. Lampropoulos,
Seconded by Ald. McArthur,

That Council rise from the Committee of the Whole and the Chairman Report.

CARRIED

The Chairman reported that the following reports were received in the Committee of the Whole:

REPORTS

Ald. Tarnowecky presented Report No. 88 of the Grand Theatre Board of Management.

Moved by Ald. Tarnowecky,
Seconded by Ald. Gerretsen,

That Report No. 88 of The Grand Theatre Board of Management be received and adopted.

REPORTS (Cont'd)

REPORT NO. 88

To the Mayor and Aldermen: August 27th, 1979.

The Grand Theatre Board of Management reports and recommends as follows:

1. That the sum of $900 be transferred from Grand Theatre Budget Account #4636 (Fees, Publications and Travel) to the Grand Theatre reserve fund, to be used for expenses incurred in the ribbon-cutting ceremony and reception to be held on Friday, September 21st, 1979 to celebrate the opening of the newly renovated Grand Theatre.

CARRIED

Y. Tarnowecky (Chairman)
J. Gerretsen

* * *

Ald. Gerretsen presented Report No. 89 of the Board of Management for Rideaucrest Home for the Aged.

Moved by Ald. Gerretsen,
Seconded by Ald. Hawkins,

That Report No. 89 of The Board of Management for Rideaucrest Home for the Aged be received and adopted.

REPORTS (Cont'd)

Report No. 89 - The Board of Management for Rideaucrest Home for the Aged

REPORT NO. 89

August 27, 1979

To the Mayor and Aldermen:

The Board of Management for Rideaucrest Home for the Aged reports and recommends as follows:

1. WHEREAS a resolution regarding the use of residents comfort allowance has been received from the City of Chatham with a request for endorsation; and

WHEREAS this resolution has been discussed by the Board of Management for Rideaucrest Home; and

WHEREAS it is the feeling of the Board that the effect of this resolution would be to unduly control the use of residents' comfort allowance, and that such control is not desirable;

THEREFORE BE IT RESOLVED THAT the following resolution of the City of Chatham NOT be endorsed:

"WHEREAS Regulation 439, Section 23, Subsection 2, Clause a and b of the regulations under The Homes for the Aged and Rest Homes Act prohibit the use of residents comfort allowance ($51.00 per month) for the payment of maintenance arrears;

AND WHEREAS The Corporation of the City of Chatham finds as these funds are received monthly or accumulate in trust accounts that in certain instances residents will request that the money be given to friends and/or family who make no contribution toward the cost of maintenance;

AND WHEREAS The Corporation of the City of Chatham feels that this practice should be prohibited and excess funds should be available and required to be paid to offset maintenance arrears;

NOW, THEREFORE, Be it Hereby resolved that the Corporation of the City of Chatham petition the Minister of the Ministry of Community and Social Services of the Province of Ontario to change the statutes and regulations to permit the use of accumulated comfort allowance in excess of $500.00 to be applied against outstanding arrears of maintenance while a resident of the home or after discharge from the same."

CARRIED

Respectfully submitted,

J. Gerretsen (Chairman)
J. Hawkins
Bill Bishop
W. Knapp

* * *

REPORTS (Cont'd)

Report No. 90 - Chief Administrative Officer

Moved by Ald. Gorham,
Seconded by Ald. Knapp,

That Report No. 90 of the Chief Administrative Officer be received and considered.

REPORT NO. 90

September 4, 1979.

To the Mayor and Aldermen:

The Chief Administrative Officer reports and recommends as follows:

1. WHEREAS the City of Kingston is the owner of land situated behind properties on the west side of MacDonnell Street between Concession and Third Avenue, which land was originally intended for use as a right of way for the original "Sir John A. Macdonald Boulevard" ; and

WHEREAS this vacant land is now the subject of an Order under the Property Standards By-Law of the City of Kingston, to be cleared of debris, underbrush, long grass and weeds; and

WHEREAS the estimated cost of the clean up work on this site is as follows:

Use of bulldozer and trucks to clean up rubble and debris by Public Works Department	$1,500
Grass cutting and clearing of brush	1,000
	$2,500

THEREFORE BE IT RESOLVED that, as recommended by the Commissioner of Parks and Recreation and the Commissioner of Works, that the clean up of the City-owned land situated behind properties on the west side of MacDonnell Street between Concession and Third Avenue be authorized, and that the following transfer in the 1979 current budget be approved:

	Increase	Decrease
Public Works Misc. #313-75	$ 1,500	
Parks Weed Control #421-67	1,000	
Finance Contingencies		$2,500.

(Note: The Report of the Chief Administrative Officer is attached as Schedule "A" - 6 pages)

CARRIED 9:3

Ald. Gerretsen, Ald. Hawkins & Ald. Tarnowecky opposed

REPORTS (Cont'd)

Report No. 90 - Chief Administrative Officer

2. That, as recommended by the Administrator of Rideaucrest Home for the Aged, sufficient funds be approved to cover the cost of a recent Arbitration settlement with the Ontario Nurses' Association, and that the following transfer in the 1979 current budget be approved; it being noted that the City's share of the total cost ($35,500) is 30%, the balance subject to Provincial subsidy:

Expenditures	Increase	Decrease
Salaries - Residents' Medical Nursing Service (No. 9921)	$ 35,500	-
Finance Contingencies		$10,650
Revenue		
Provincial Subsidy	$ 24,850	-

(Note: The Report of the Chief Administrative Officer, and the Administrator of Rideaucrest Home, is attached as Schedule "B" - 2 pages)

CARRIED

3. That, as recommended by the Commissioner of Parks and Recreation, notwithstanding the provisions of By-Law No. 21, "A By-Law fixing Rental to be Charged for Memorial Hall, Committee Rooms and Council Chambers", the Canadian Federation of University Women be permitted to use Memorial Hall on Wednesday, November 14, 1979, from 8:00 p.m. to 11:00 p.m., at no charge.

(Note: The Report of the Commissioner of Parks & Recreation is attached as Schedule "C" - 1 page)

(See By-Law 1 : No. 79-197) *CARRIED*

4. WHEREAS the Association of Women Electors of Kingston Area has requested that By-Law 79-94, 'A By-law Respecting Certain Officials of the Corporation (Public Access to Documents)' be amended to require the Chief Building Official to disclose any material received in day-to-day operation of his department; and

WHEREAS, after consultation with the Building Code branch of the Ministry of Consumer and Commercial Relations, it is deemed appropriate that particular documents and plans may be considered to be privileged; and

WHEREAS, by By-Law No. 79-94, passed in May, 1979, Council enacted the following policy with regard to documents submitted to the Chief Building Official:

> "40 (c) Preliminary building plans submitted to the City for comment before formal application is made for a building permit shall be made public at the discretion of the Chief Administrative Officer, and, in the event that a person or persons disagree with the decision of the Chief Administrative Officer, the said person or persons may apply to Council to have the information made available"

and;

REPORTS (Cont'd)

Report No. 90 - Chief Administrative Officer

4. (Cont'd)

WHEREAS it is considered that the foregoing provides for full disclosure of documents which may be considered in the public interest;

THEREFORE BE IT RESOLVED that, as recommended by the City Solicitor, no action be taken on the request of the Association of Women Electors of Kingston Area that By-Law 79-94 be amended with regard to the matter of public access to documents.

(Note: The Report of the Chief Administrative Officer is attached as Schedule "D" - 5 pages)

CARRIED

5. That, as recommended by the Commissioner of Works, the following resolution submitted by the Municipal Engineers Association be approved:

> "The City of Kingston agrees in principle to the implementation of a voluntary certification program for operators of water and wastewater facilities".

(Note: The Report of the Chief Administrative Officer is attached as Schedule "E" - 4 pages)

CARRIED

6. That, as recommended by the Commissioner of Industries and Airport Administrator, the account of the Cataraqui Region Conservation Authority in the amount of $3,715.10, representing 50% of the cost for installation of a boundary fence between Kingston Airport and the Lemoine Point Conservation Area, be paid, funds for this purpose having been provided in the 1979 budget.

(Note: The Report of the Commissioner of Industries and Airport Administrator is attached as Schedule "F" - 1 page)

CARRIED

7. WHEREAS Lamb Real Estate & Insurance Limited is the agent for City-owned property at 23 Queen Street; and

WHEREAS the current lease on this property will expire on 30 September, 1979, and the property will become vacant; and

WHEREAS Mr. Lamb advises that an offer to lease this property has been received;

THEREFORE BE IT RESOLVED that, as recommended by Lamb Real Estate and Insurance Limited, the City of Kingston enter into a lease with Wackys catering firm for the property at 23 Queen Street on the following terms:

a) five year term;

b) rental of $350.00 per month;

it being noted that some temporary partitions will have to be removed and plumbing to a maximum cost of $500.00 is necessary, the cost of such work to be charged from revenue;

c) that a clause be incorporated in the lease providing for the rental to increase at the beginning of the third year and each year thereafter for the remainder of the lease, by an amount equivalent to the rise in the Consumer Price Index;

- and -

REPORTS (Cont'd)

Report No. 90 - Chief Administrative Officer

7. (Cont'd)

BE IT FURTHER RESOLVED that the Mayor and City Clerk be authorized to execute said Lease.

(Note: Report of Mr. K. Lamb is attached as Schedule "G" - 2 pages)

CARRIED AS AMENDED
(See following motions to table and to amend)

Moved by Ald. Knapp,
Seconded by Ald. Gerretsen,

That Clause 7, Report No. 90 be tabled until further information is received on the cost of utilities.

LOST 3:9

Moved by Ald. Hawkins,
Seconded by Ald. McArthur,

That Clause 7, Report No. 90 be amended to add the following as a condition of the lease:

"(c) *That a clause be incorporated in the lease providing for the rental to increase at the beginning of the third year and each year thereafter for the remainder of the lease, by an amount equivalent to the rise in the Consumer Price Index."*

CARRIED

8. WHEREAS Lamb Real Estate & Insurance Limited is the agent for the sale of City-owned property at 902 Portsmouth Avenue; and

WHEREAS Mr. Lamb advises that this property has been on the market for sale all summer and has not yet been sold at the price offered;

THEREFORE BE IT RESOLVED that Lamb Real Estate and Insurance Limited be authorized to rent the property at 902 Portsmouth Avenue at a monthly rental of $350.00 excluding utilities, on the understanding that the property will continue to be offered for sale, with vacant possession within sixty days of the last day of any month.

(Note: Report of Mr. K. Lamb is attached as Schedule "H" - 1 page)

CARRIED
(See Notice of Motion No. 2)

9. WHEREAS Lamb Real Estate & Insurance Limited is the agent for City-owned property consisting of a rental apartment on the third floor of 224 Princess Street, adjoining the Grand Theatre; and

WHEREAS Mr. Lamb advises that a suitable tenant has been found for this property;

THEREFORE BE IT RESOLVED that, as recommended by Lamb Real Estate & Insurance Limited, the City-owned apartment on the third floor of 224 Princess Street be rented on the following terms:

REPORTS (Cont'd)

Report No. 90 - Chief Administrative Officer

9. (Cont'd)

a) Two-year lease, subject to a clause providing for the tenant to vacate within sixty days should the Grand Theatre require this space;

b) Rental of $350.00 per month, inclusive;

- and -

BE IT FURTHER RESOLVED that the report of Lamb Real Estate and Insurance Limited (attached hereto as Schedule 'I') be received.

(Note: The Report of Mr. K. Lamb is attached as Schedule "I" - 1 page)

CARRIED

10. WHEREAS, by the terms of a Lease between the City of Kingston and the International Hockey Hall of Fame & Museum Inc., dated April 25, 1978, the Lessee is required to obtain the approval of Council to any sub-lease; and

WHEREAS the approval of Council is now requested to the sub-lease of a portion of the building at the corner of York and Alfred Streets to Centre Social et Culturel Frontenac;

THEREFORE BE IT RESOLVED that, as recommended by the City of Solicitor and the City Treasurer, the International Hockey Hall of Fame & Museum Inc. be informed that the City of Kingston has no objection to the sub-lease of part of the building at the corner of York and Alfred Streets to the Centre Social et Culturel Frontenac.

(Note: The Report of the City Solicitor is attached as Schedule "J" - 3 pages)

CARRIED

Respectfully submitted,

R.J. Hamilton,
Chief Administrative Officer

Schedule "A" to Report No. 90
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 17-8

August 27, 1979

MEMORANDUM

TO: Mayor Keyes and Members of Council

FROM: R.J. Hamilton, C.A.O.

RE: Clean Up of Sir John A. Macdonald Boulevard West Side of MacDonnell Street between Concession and Third Avenue

---

We have recently received orders from the Property Standards Department for a clean up of this particular property as per By-Law No. 8597 of the City of Kingston.

These matters were discussed with Messrs. Graham, and Fluhrer as to their assessments of the cost of clean up and their assessments are as follows:

(i)	Use of a bulldozer and trucks to clean up rubble and debris by the Public Works Department would be approximately	$1,500.
(ii)	In addition Mr. Fluhrer estimated that the grass cutting and the clearing of the brush from this site would be more or less.	1,000.
	The total for this work would be approximately	$2,500.

We therefore recommend that Council authorize us to in fact do this work as directed by the by-law and the estimated $2,500. to be charged to Finance Contingency since these charges were not properly budgeted for in our 1979 Departmental budgets.

R.J. Hamilton,
C.A.O.

RJH/sd

AUG 29 1979

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE
PROPERTY STANDARDS OFFICER

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

DELIVERED BY HAND

August 22, 1979.

Corporation of the City of Kingston,
KINGSTON, Ontario.
K7L 2Z3

Attention: Mr. R. J. Hamilton, Chief Administrative Officer

Re: Right of way for Sir John A. Macdonald and behind the properties on the west side of MacDonnell Street between Concession and Third Avenue

Dear Mr. Hamilton:

Enclosed is an Order to comply with the Property Standards By-Law No. 8597 as amended of the City of Kingston.

Your attention is directed to Sections 6.8, 6.13, 6.17 and in particular Sub Sec. (c) that refers to prosecution. A copy of By-Law No. 8597, as amended of the City of Kingston may be obtained at the Building Inspection Department in City Hall at a slight charge.

In the event that you are at present in possession of a building permit, your attention is also directed to Sec 2(2)(V) of By-Law 8790 as amended of the City of Kingston. A copy of this By-Law may be obtained from City Hall at a slight charge.

If you have any questions, please contact the undersigned at City Hall, Kingston, Ontario.

Yours truly,

J. S. Wright
Property Standards Officer

c.c. Mr. Lee Shipp
Mr. D. Graham, Commissioner of Works

JSW/jc

Encls.

Schedule "A" to Report No. 90
(Page 3)

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE
PROPERTY STANDARDS OFFICER

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

DELIVERED BY HAND

Corporation of the City of Kingston,
KINGSTON, Ontario.
K7L 2Z3

Attention: Mr. R. J. Hamilton, Chief Administrative Officer

DATED AT KINGSTON THIS 22nd DAY OF August, 1979

ORDER

Whereas it has been established that the property known municipally as (please see covering letter) does not conform to the standards set out in Property Standards By-Law No. 8597 as amended of the Corporation of the City of Kingston it is hereby Ordered that:

The repairs listed in the attached Schedule "A" relative to this property be carried out by the 5th day of September, 1979.

Your attention is directed to Section 6.8 and to Section 6.17 inclusive of By-Law No. 8597 as amended.

An Appeal may be taken by sending a Notice of Appeal to the Secretary of the Property Standards Committee, City Hall, Kingston, Ontario, by registered mail, or personal service not later than fourteen days after the receipt of this Order.

Yours truly,

J. S. Wright
Property Standards Officer

c.c. - Mr. Lee Shipp
Mr. D. Graham, Commissioner of Works

JSW/jc

Encls.

Schedule "A" to Report No. 90
(Page 4)

BY-LAW NO. 8597

SCHEDULE "A"

LIST OF DEFICIENCIES

RIGHT OF WAY FOR SIR JOHN A MACDONALD AND BEHIND THE PROPERTIES ON THE WEST SIDE OF MACDONNELL STREET BETWEEN CONCESSION AND THIRD AVENUE

VACANT LAND

4.1 *There is a great amount of debris, underbrush, long grass and weed through-out the full length of this property that must be removed.*

Schedule "A" to Report No. 90
(Page 5)

9.30 [illegible]

AUG 2? 1979

MEMORANDUM

DEPARTMENT
OF
PARKS AND RECREATION

TO: R. J. Hamilton, C.A.O.

FROM: Douglas R. Fluhrer, Commissioner.

DATE: August 21, 1979.

RE: PROPERTY STANDARDS BY-LAW

Recently I have received two orders from Property Standards officers to execute work, on City property, which is to be done immediately.

In both instances they involve rather large dollars to resolve and also the jurisdiction of the areas is very unsure. There are, however, no funds allocated for the required work.

I understand this is happening because Mr. Ruttan has been instructed to clean up the City's position with regard to the by-law and this is as it should be. However, until funds and responsibility are established, we could find ourselves in a very embarrassing position. This gets us back to our recent discussions on street ends and who is responsible for what.

Douglas R. Fluhrer,
Commissioner.

DRF/sw

c.c. Bob Ruttan
Peter Lawson
Lee Shipp

Schedule "A" to Report No. 90
(Page 6)

AUG 15 197

CORPORATION OF THE CITY OF KINGSTO

SEND TO
Mr. D. Graham,
Commissioner of Works.
- and -
Mr. Lee Shipp,
Parks & Recreation Department.

FROM R.J. Hamilton	DEPT. OF ORIGINATOR C.A.O.	DATE Aug.13,1979	

SUBJECT
Notice of Non-Compliance - Sir John A.
RE: MacDonald between Concession &
Avenu

I would like to know what action you plan for this area as set out in a memorandum from J.S. Wright, Property Standards Officer dated August 8, 1979.

R.J. Hamilton,
C.A.O.

IT WAS THE POLICY OF THE PUBLIC WORKS COMMITTEE, AN PRESUMABLY COUNCIL, NOT TO SPEND PUBLIC FUNDS ON UNOPENED ROAD ALLOWANCES AND LANES.

REPLY

ONE EXCEPTION WAS MADE WHEN THE FIRE CHIEF REPORTED THAT BRUSH DISCARDED IN A LANE WAS A FIRE HAZARD. WE HAVE NOT BUDGETED FOR THIS WORK AND HAVE NO FUNDS TO DO IT. IT IS A POLICY MATTER FOR COUNCIL TO CONSIDER AND FUND DEPENDING ON THE DECISION.

IT SEEMS RATHER RIDICULOUS THAT A BUILDING PERMIT IS NECESSARY WHEN A PERSON CAN EXCAVATE FOR A BASEMEN WITHOUT ONE

SIGNATURE	DEPARTMENT	DATE OF REPLY
DG	WORKS	15 AUG. 7

SI - E

Schedule "B" to Report No. 90
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 5-3.13

August 27, 1979

MEMORANDUM

TO: Mayor Keyes and Members of Council

FROM: R.J. Hamilton, C.A.O.

RE: TRANSFER FROM CONTINGENCY FUND - O.N.A. ARBITRATION AWARD

We are forwarding herewith correspondence received from Mr. John Smith, Rideaucrest Administrator, indicating the cost of the O.N.A. Arbitration settlement.

Mr. Smith, in this matter, has requested a transfer from Finance Contingencies of $10,650.00. We therefore recommend that Council agree to the said transfer at this time.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

Schedule "B" to Report No. 90
(Page 2)

AUG 27 1979

CORPORATION OF THE CITY OF KINGSTO

AUG 22 1979
OFFICE OF
CITY TREASURER

SEND TO
B.G. Cousens
City Treasurer

c.c. Mr. R.J. Hamilton
Chief Administrative Officer

FROM	DEPT. OF ORIGINATOR	DATE
John D. Smith	Rideaucrest Home	August 22, 1979

SUBJECT
TRANSFER FROM CONTINGENCY FUND TO COVER INCREASED COSTS AS A RESULT OF O.N.A. ARBITRATIO AWARD.

RE:

As a result of the O.N.A. Arbitration award, it is necessary to ask for a transfer of $35,500 from Contingencies to account no. 9921 Salaries - Residents' Medical - Nursin Service.

The arbitration awarded an increase of approx. 19.5% - we had budgeted for an 8% increase.

John D. Smit
John D. Smith
Administrator

REPLY

AUG 27 1979

The amount to be transferred from contingencies should be $10,650.00
This amount has been calculated in the following matter:

Province of Ontario subsidy	- 70% of $35,500.= $24,850.00
City of Kingston	-30 % of $35,500.= $10,650.00

SIGNATURE	DEPARTMENT	DATE OF REPLY
	Treasury	aug 23/7

Schedule "C" to Report No.90
(Page 1)

AUG 27 1979

MEMORANDUM

DEPARTMENT
OF
PARKS AND RECREATION

TO: R. J. Hamilton, C.A.O.

FROM: Douglas R. Fluhrer, Commissioner.

DATE: August 23, 1979.

RE: WAIVER OF FEE REQUEST - MEMORIAL HALL

I am recommending that Council waive the usual fee for the use of Memorial Hall on Wednesday, November 14th, 1979, for the Canadian Federation of University Women, (8:00 P.M. - 11:00 P.M.)

The purpose of this request is to present, for the public, prominent speakers on the subject of the "Year of the Child".

The C.F.U.W. is a non-profit organization and uses all of its non-operating funds for scholarships, the majority of which are presented locally.

Douglas R. Fluhrer,
Commissioner.

DRF/sw
Attach.

PARKS AND RECREATION
CITY OF KINGSTON

Schedule "D" to Report No. 90
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE Chief Administrative Officer

CITY HALL
Kingston, Ontario
K7L 2Z3
(613) 546-4291

Our Ref. No. 3-6

August 24, 1979

MEMORANDUM

TO: Mayor Keyes and Members of Council

FROM: R.J. Hamilton, C.A.O.

RE: Public Access to Documents

A letter from the Association of Women Electors of Kingston Area, was referred to my office for recommen dation and we in turn forwarded this request to Mr. Jackson who has reviewed this matter as per his attached memorandum. In summary, Mr. Jackson is stating as follo

The Chief Building Official (may allow), which suggests that this is not a mandatory requirement that a matters would be disclosed on request. It is interestin to note the suggestion that a number of documents which may be classed as privileged and it could include the three areas as suggested in Mr. Jackson's report.

It would seem that a policy that would treat preliminary plans as being privileged, at least until th land owner was made aware of municipal concerns regardin same or until a Building Permit is issued, would be adequate.

Mr. Jackson further comments about an article in the Municipal World which does not, in his opinion, cont a requirement that building plans under the Chief Buildi Official, must be made public. Therefore Mr. Jackson ha suggested there is no need to amend the section as suggested by the Women Electors.

We would therefore recommend that Council not undertake any action in this matter. The comments from Mr. Jackson will be in turn referred back to the Association of Women Electors.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

Schedule "D" to Report No. 90
(Page 2)

AUG 21 1979

CORPORATION OF THE
CITY OF KINGSTON

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

OFFICE OF THE
City Solicitor
Our Ref. No. L-16

MEMORANDUM

TO: Mr. R.J. Hamilton,
Chief Administrative Officer

FROM: Mr. Norman C. Jackson,
City Solicitor

DATE: August 21, 1979

RE: Public Access to Documents

You have asked me to comment on the attached letter from The Association of Women Electors concerning the above. The Women Electors are asking for an amendment to By-Law No. 79-94 in order that documents could be made available to the public from the office of the Chief Building Official. The Women Electors ask that this be done in accordance with Section 22(4) of The Ontario Building Code Act, 1974 and in accordance with a directive from the Director of the Building Code Branch of the Ministry of Consumer and Commercial Relations dated March 2, 1977. They have also referred to an article in The Municipal World magazine.

I have contacted the Director of the Building Code Branch, Mr. Graham Adams, in Toronto, and secured a copy of the directive which he issued on March 21, 1977. A copy of that directive is enclosed herewith. This copy was obtained by telephone from Mr. Adams himself. I described to Mr. Adams the nature of the Women Electors' request and he indicated to me without equivocation that his directive did not make a mandatory requirement that all material and information received by the Chief Building Official in day to day operations be disclosed. Instead, Mr. Adams directed me to the words "may allow" in the directive. Mr. Adams indicated that in no way was this directive an attempt to remove local autonomy but rather was principally intended to apply in areas of the province which are an unorganized municipal territory without sophisticated local governments. It was Mr. Adams' intention when he issued the directive that it would be left up to the local municipality and the Council of the municipality to set its own policy and in no way was the directive to be viewed as an interference with the local policy. The directive would still allow, and Mr. Adams

.../2

Schedule "D" to Report No. 90
(Page 3)

Mr. R.J. Hamilton,
Chief Administrative Officer

August 21, 1979

indicated properly so, a municipality to hold back documents when they felt it was necessary in the public interest. There are a number of documents which the province considers to be privileged, including certain types of building plans which may include the following:

1. Plans showing security systems of buildings;
2. Plans showing proposed industrial development which is highly sought after by several municipalities;
3. Plans showing proposed commercial developments which competitors may wish to impede. (The City of Kingston is now involved with competing shopping centre issues).

Mr. Adams concurred with a policy that would treat preliminary plans as being privileged, at least until the land owner was made aware of municipal concerns regarding same or until a building permit is issued.

The article referred to in The Municipal World is to report on the liability of building officials and does not, insofar as I am concerned, contain a requirement that such building plans under the Chief Building Official must be made public. It would seem to indicate that there would be no liability on a Chief Building Official who makes plans public, it being understood that an architect whose plans were reproduced without his permission would have a civil remedy against the person who reproduced the plans.

The paragraph in By-Law 79-94 mentioned by the Women Electors, Subsection C of Section 40, refers to preliminary building plans being made public at the discretion of the Chief Administrative Officer with the possibility of an appeal to Council. Because such plans may, in part, be privileged, and since the province has not, in fact, directed such plans to be made public, but only allowed for same to be made public if in the public interest, there may be no need to amend the section as suggested by the Women Electors.

Norman C. Jackson,
City Solicitor

/ks
Enclosures

Schedule "D" to Report No. 90
(Page 4)

Hu C.A.O.

P
6)79

THE ASSOCIATION OF WOMEN ELECTORS OF KINGSTON AREA

254 Collingwood Street
Kingston, Ont. K7L 3X8

16 June 1979

Corporation of the City of Kingston
City Hall
Kingston, Ont.

Attn: Mr. M.C. Healy

Dear Mayor Keyes and Members of Council:

We wish to request an amendment to Subsection C of By-law 79-94 regarding access to public documents with special reference to documents under the jurisdiction of the Chief Building Official.

We request that documents be made available to the public in conformity with the Building Code Act section 22(4) which allows the Director to order disclosed any information, etc. acquired or received under the powers conferred by the Act. To clarify the extent of the right to disclose, the Director has issued a directive dated March 2, 1977 which allows the disclosure of any material etc. received in "day-to-day operations" under the powers conferred.

We refer you to Municipal World, December 1978, p. 311, an article based on the report by Ian MacF. Rogers, Q.C. regarding the liability of building officials and particularly to p. 316.

Yours very truly,

Susan Thorne

Susan Thorne
Corresponding Secretary

CITY COUNCIL
MEETING OF:
25 JUN 1979

COMMUNICATION
No: 349

y of Kingston
CEIVED
JUN 25 1979
PARTMENT OF
E CITY CLERK

Schedule "D" to Report No. 90
(Page 5)

Dictated by Mr. G. Adams, Director of the Building Code Branch, Ministry of Consumer and Commercial Relations, August 20, 1979 by phone.

On March 21, 1977, the Branch Director issued the follow directive.

Every Chief Building Official and Inspector appointed by the Council of a municipality under The Building Code Act, 1974, may allow to be published, disclosed, or communicated any information, material, statement or resolution of any test acquired, furnished, obtained, made or received in day to day operations under the powers conferred under The Building Code Act and The Building Code.

Day to day operations are not considered to include

a) inquiries under Section 19 of The Building Code Act;

b) authorizations made by the Building Materials Evaluation Commission for the use of any innovative material, technique or building design.

This directive is made pursuant to Subsection 4 of Section 22 of The Building Code Act, 1974.

Schedule "E" to Report No. 90
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 20-3.7

August 23, 1979

MEMORANDUM

TO: Mayor Keyes and Members of Council
FROM: R.J. Hamilton, C.A.O.
RE: CERTIFICATION OF OPERATORS FOR WASTEWATER FACILITIES - SEWAGE DISPOSAL SYSTEM

We have review these matters with Mr. D. Graham, Commissioner of Public Works, who agrees in principle with the program as set out in the attached letter. Mr. Graham states that the City's participation would increase if as many of the courses as possible were given at the local office of the Ministry. This would reduce the cost to the Municipality and the time operators were away from normal duties.

We therefore recommend the endorsement of the said resolution as this time.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

Schedule "E" to Report No. 90
(Page 2)

SEND TO MR. M HEALY

CORPORATION OF THE CITY OF KINGSTO

FROM D GRAHAM	DEPT. OF ORIGINATOR	DATE 20 AUG '79	
SUBJECT CERTIFICATION OF OPERATORS		RE: WASTEWATER FACILITIES	

WE AGREE IN PRINCIPLE WITH THE PROGRAM

OUR PARTICIPATION WOULD INCREASE IF AS MANY OF THE COURSE AS POSSIBLE WERE GIVEN AT THE LOCAL OFFICE OF THE MINISTRY. THIS WOULD REDUCE THE COST TO THE MUNICIPALITY AND THE TIME OPERATORS WERE AWAY FROM NORMAL DUTIES

REPLY

	SIGNATURE	DEPARTMENT	DATE OF REPLY

SENDER: RETAIN PART 2 **REPLIER:** RETURN LAST PART

SI-EI

▶ USE STANDARD No. 9 OR 10 WINDOW ENVELO

Council - Which Has Been Referred to the Commissioner of Works

FILE #2C-3.7

Clerk of the Municipality

Dear Sir/Madam

Re: Certification of Operators for Water and Wastewater Facilities.

The Municipal Engineers Association, with the concurrence of the Ontario Ministry of the Environment, has established a Study Group to evaluate the feasibility of implementing a voluntary certification program for operators of water and wastewater facilities based on guidelines recommended to the Provinces by F.A.C.E. (Federation of Associations on the Canadian Environment). The attached position paper prepared by the Study Group outlines the benefits to the municipality of a certification program.

We recommend endorsement of this concept by all municipalities operating water and/or wastewater treatment plants in the province.

On July 8, 1977 the Municipal Liaison Committee endorsed the principle of certification of operators for water and wastewater facilities. Subsequently, on December 21, 1977, the Honourable George A. Kerr, former Minister of the Environment, wrote the committee a letter which indicated that the province was not at that time prepared to undertake a mandatory certification program, but confirmed that certification remains a Ministry objective.

In order to get an expression of support for the concept of a voluntary certification program, the following draft resolution is proposed for your consideration:

> "The municipality of ________________ agrees in principle to the implementation of a voluntary certification program for operators of water and wastewater facilities."

Municipal Engineers Association

We request that your municipality deal with this resolution and forward their response to Mr. A. Matwichuk, Secretary, M.E.A. Study Group on Voluntary Operator Certification at the address given below by September 15, 1979.

A. Matwichuk
Ministry of the Environment
Training and Certification Section
135 St. Clair Ave. West
Toronto, Ontario M4V 1P5

Yours very truly,

E Baldock

E. Baldock
Chairman,
Study Group on Voluntary
Operator Certification

City of Kingston
RECEIVED
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DEPARTMENT OF
THE CITY CLERK
1220

Schedule "F" to Report No90
(Page 1)

TO: R. J. Hamilton, C.A.O.

FROM: W. D. Stevens, Commissioner of Industries and Airport Administrator

DATE: August 28, 1979

SUBJECT: AIRPORT - Account - Cataraqui Region Conservation Authority - Boundary Fencing

---

ORIGIN: The Transportation Committee at its meeting held September 13, 1978, recommended that funds for erection of paige wire fencing between the Airport and the Lemoine Point Conservation Area on a 50% - 50% cost sharing basis with the Cataraqui Region Conservation Authority be included in the 1979 Airport budget.

ANALYSIS: In a letter dated May 10, 1979, Mr. R. V. Brittain, Resources Manager, Cataraqui Region Conservation Authority, confirmed the Authority's agreement to construct a boundary fence between Lemoine Point Conservation Area and the Kingston Airport on a 50% - 50% cost shared basis.

The installation of 8 strand heavy gauge galvanized paige wire fencing and "No Trespassing" signs along the entire west boundary of the Airport property has been completed by the Conservation Authority's work force.

EXISTING POLICY: Transport Canada regulations require that airports provide appropriate security fencing, together with "No Trespassing" signs and a by-law authorizing the municipality to enforce security regulations in order to restrain vehicular and pedestrian traffic from runways and aircraft manoeuvring areas.

FINANCIAL CONSIDERATIONS: Sufficient funds have been allocated in the 1979 Airport grounds maintenance account for this project.

RECOMMENDATION: That the account of the Cataraqui Region Conservation Authority in the amount of $3,715.10, representing 50% of the cost for installation of a boundary fence between the Kingston Airport and the Lemoine Point Conservation Area, be paid.

Respectfully submitted,

W. David Stevens, A.M.E.I.C.
Commissioner of Industries
and Airport Administrator

Schedule "G" to Report No.90
(Page 1)

AUG 28 1979

LAMB
REAL ESTATE & INSURANCE LTD.
P.O. BOX 662, STATION 'A', KINGSTON, ONTARIO - K7L 4X1 - TELEPHONE 546-6624

KEN LAMB, REALT
PRESIDENT

Aug. 22, 1979

Mr. R.J. Hamilton,
Chief Administrative Officer,
City of Kingston,
City Hall,
KINGSTON, Ont.

Re: 23 Queen Street

Dear Sir:

The office space at 23 Queen Street, presently under lease to Hawthorne Protective Services will be vacant at the expiration of their lease (September 30, 1979). We have an offer to lease from a catering firm who work with The Vaults Restaurant (same building). The terms are
- -a 5 year lease
- -rental of $350.00 monthly (inclusive) Hawthorne paid $280.00
- -we must do some plumbing $500.00 Maximum
- -some temporary partitions to be removed

Our opinion would be that the tenant is acceptable as well as the lease terms.

Trusting that you will advise us at your earliest convenience.

Yours very truly,

Ken Lamb

Ken Lamb,
Manager, City of Kingston Properties

/dl

Schedule "G" to Report No. 90
(Page 2)

W. H. SILVER PLUMBING
172 FLORENCE STREET
KINGSTON, ONTARIO TEL: 544-2180
K7M 1Y8

To Mr. Ken Lamb,

Quotation re 2" drain installation
Queen St. plus hot + cold water pipe

To install 2" drain to the proposed location and install a vent back through two walls and across the ~~bathro~~ washroom ceiling to the existing three inch vent stack. To supply a plumbing permit, materials and to be inspected by the city plumbing inspector. Also hot and cold water pipes to be supplied and installed to a location through the wall from the common hallway as agreed. Price of the above complete #483.65

#483.65

William H. Silver

Schedule "H" to Report No.*90*
(Page *1*)

AUG 28 1979

LAMB
REAL ESTATE & INSURANCE LTD.

KEN LAMB, REAL
PRESIDENT

P.O. BOX 662, STATION 'A', KINGSTON, ONTARIO - K7L 4X1 - TELEPHONE 546-6624

Aug. 23, 1979

Mr. R.J. Hamilton,
Chief Administrative Officer,
City of Kingston,
City Hall,
KINGSTON, Ont.

Re: 902 Portsmouth Ave.

Dear Sir:

This property has been on the market all summer. It does not appear to be a good year for Real Estate so we have rented it for $350.00 monthly plus utilities.

We are keeping it on the market. Possession can be in 60 days from the last day of any month.

We understand that the anticipated revenue from the sale of this property is in the current budget.

Yours very truly,

Ken Lamb

Ken Lamb,
Manager, City of Kingston Properties

/dl

Schedule "I" to Report No. 90
(Page 1)

AUG 28 1979

LAMB
EAL ESTATE & INSURANCE LTD.
O. BOX 662, ~~STATION "A"~~, KINGSTON, ONTARIO - K7L 4X1 - TELEPHONE 546-6624

KEN LAMB, REALTOR
PRESIDENT

Aug. 23, 1979

R.J. Hamilton,
Chief Administrative Officer,
City of Kingston,
City Hall,
KINGSTON, Ont.

Re: 224 Princess St.

Dear Sir:

We have been successful in renting the apartment on the third floor above "Martinizing" and adjoining the Grand Theatre at 224 Princess Street. We will be drawing up a two year lease at $350.00 monthly, inclusive, which will have a special clause permitting the lease to be broken in 60 days provided that the Grand Theatre should require this space.

Of the $2,500.00 allotted for renovations (your file Ref. #3-7 Oct. 13/78) $510.00 has already been spent, and the balance will spent in the next month or so, to bring the apartment up to standards.

Yours very truly,

Ken Lamb

Ken Lamb,
Manager, City of Kingston Properties

/dl

Schedule "J" to Report No. 90
(Page 1)

AUG 29 197

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE City Solicitor

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. L-25

MEMORANDUM

TO: Mr. R. J. Hamilton,
Chief Administrative Officer.

FROM: Norman C. Jackson,
City Solicitor.

DATE: August 28, 1979

RE: LEASE - INTERNATIONAL HOCKEY HALL OF FAME & MUSEUM & CENTRE SOCIAL ET CULTUREL FRONTENAC

As requested, I am forwarding my comments to you on the above-mentioned lease.

This lease is what I take to be a sub-lease of property that was previously leased from the City to The International Hockey Hall of Fame & Museum Inc. The main lease was made April 25, 1978. It was to be for a term of five years and covered the main floor of the building known as 303 York Street. Under the terms of this lease, there were to be no assignments or sub-letting without leave and, therefore, the Hockey Hall of Fame is now seeking City Council's approval to sub-lease from The Hockey Hall of Fame to Centre Social Et Culturel Frontenac.

The original lease contemplated that the lessee could lease the basement and could sub-let the committee room on the south side of the building. The proposed lease between The International Hockey Hall of Fame & Museum Inc. and Centre Social Et Culturel Frontenac would, therefore, conform with the main lease and, in fact, contains a statement in Schedule "A" that "this sub-lease is subject to the approval of The Corporation of the City of Kingston".

......./2

Mr. R. J. Hamilton
August 28, 1979

Lease - Hockey Hall of Fame
Page Two.

The form of this sub-lease is the standard commercial lease legal form, and I have no objection to the terms in the standard form.

It is to be noted that the City's lease with The Hockey Hall of Fame was for $1.00, whereas the sub-lease from The Hockey Hall of Fame to Centre Social Et Culturel Frontenac is for $1,800.00 per annum, being a lease for one year.

NJackson

NCJ:dg

Norman C. Jackson,
City Solicitor.

c.c. to: Mr. G. Hinch,
Deputy City Treasurer.

INTERNATIONAL HOCKEY HALL OF FAME KINGSTON CANADA
AND MUSEUM
INCORPORATED
P O BOX 82
KINGSTON ONT CANADA

August 16, 1979

Corporation of the City of Kingston
City Hall
Kingston, Ontario
K7L 2Z3

ATTENTION: MR. R. J. HAMILTON
CHIEF ADMINISTRATIVE OFFICER

Dear Mr. Hamilton:

Re: The International Hockey Hall of Fame and M
Lease to Centre Social Et Culturel Frontena

I have been requested by the International Hockey Hall of Fame and Museum to prepare a Lease for a certain area within the Hockey Hall of Fame complex.

In accordance with the Lease granted by the City of Kingston to the Hall of Fame
I am seeking the approval of the City of Kingston for this Lease. Generally speaking the stage area and the kitchen is to be made available to this Francopho
association where they can hold their meetings, instructional classes and several
other social and cultural meetings.

If you have any questions regarding the Lease, please do not hesitate to contact
although I would draw to your attention that the parties are hoping that the Lea
may commence September 1, 1979.

Thank you in advance for your consideration in this matter.

Yours very truly,

INTERNATIONAL HOCKEY HALL OF FAME AND MUSEUM INC.

Per: PETER J. RADLEY

PJR:ljk
Enc.

REPORT OF THE COMMITTEE OF THE WHOLE

(C) Moved by Ald. Knapp,
Seconded by Ald. Tarnowecky,

That the Report of the Committee of the Whole be adopted, approved and confirmed.

CARRIED

NOTICE OF MOTIONS

(1) Moved by Ald. Lampropoulos,
Seconded by Ald. Matthews,

WHEREAS the matter of aircraft safety is of general concern;

AND WHEREAS the Corporation of the City of Kingston wishes to ensure safety at all levels of operation at the Kingston Airport;

AND WHEREAS the existing location of the Aeradio facilities does not allow visual observation of the airport runways by the Aeradio operators;

AND WHEREAS a recent concept study for future installations of Aeradio facilities at airports recommends that Aeradio facilities be installed so as to provide Aeradio operators with complete view of the airfield;

THEREFORE BE IT RESOLVED that the Corporation of the City of Kingston request Transport Canada for improved Aeradio services at the Kingston Airport so that the Aeradio operators will have an unobstructed view of the airfield.

Moved by Ald. Timmins,
Seconded by Ald. Tarnowecky,

That the motion of Ald. Lampropoulos and Ald. Matthews be Tabled to the next meeting of City Council to be held on September 10, 1979 and that a report be requested from the Commissioner of Industries and Airport Administrator.

CARRIED

(2) Moved by Ald. Gorham,
Seconded by Ald. McArthur,

That the property presently owned by the City of Kingston and located at 902 Portsmouth Avenue be listed through a realtor who is a member of the Kingston & Area Real Estate Board and put on a Multiple Listing Service.

(*See following motions*)

Council consented to deal with the Notice of Motion at this meeting.

Moved by Ald. Tarnowecky,
Seconded by Ald. Clark,

That the motion be amended to provide for the property to be listed through a realtor of Mr. Lamb's choice, on a co-brokership basis.

The following amended motion was then considered:

NOTICE OF MOTIONS (Cont'd)

(2) (Cont'd)

"That the property presently owned by the City of Kingston and located at 902 Portsmouth Avenue, for which Mr. K. Lamb is the agent, be listed also through a realtor of Mr. Lamb's choice, who is a member of the Kingston & Area Real Estate Board and put on a Multiple Listing Service, and further, that the Chief Administrative be requested to bring forward any reasonable offer for the purchase of this property for consideration of Council.

CARRIED

Ald. Clements withdrew at 8:20 p.m. and returned at 8:26 p.m.

BYLAWS

Council consented to the addition of By-Law No. 5.

(A) Moved by Ald. Timmins,
Seconded by Ald. Bishop,

That By-Laws 1 and 2 be given their First & Second Readings.

CARRIED

(B) Moved by Ald. Bishop,
Seconded by Ald. Clements,

That Rule No. 35 of By-Law No. 1 be suspended for the Purpose of Giving By-Laws 1 and 2 their Third Reading.

CARRIED
Ald. Gerretsen opposed

(C) Moved by Ald. Gorham,
Seconded by Ald. Gerretsen,

That By-Laws 1 to 5 be given their Third Reading.

CARRIED

(1) A By-Law to Amend By-Law No. 21, "A By-Law Fixing Rental to be Charged for Memorial Hall, Committee Rooms and Council Chambers." (Memorial Hall Use: November 14, 1979 by Canadian Federation of University Women).

(THREE READINGS) Proposed No. 79-197
Clause 3, Report No. 90, 1979

(2) A By-Law to Confirm the Proceedings of Council at its meeting Held on September 4, 1979.

(THREE READINGS) Proposed No. 79-198
City Council Meeting No. 34)

---

(3) A By-Law to Authorize the Reconstruction of a Concrete Sidewalk 1.89 meters wide in Princess Street, north side, from Ontario Street easterly 40.11 meters under the provisions of Section 7 of the Local Improvement Act (Petition).

THIRD READING Proposed No. 79-163
Clause 4, Report No. 81, 1979

(4) A By-Law to Authorize the Construction of a Concrete Sidewalk in Portsmouth Avenue 1.5 Meters Wide, east side, from Princess Street southerly 63.70 meters under the Provisions of Section 7 of the Local Improvement Act. (Petition).

THIRD READING Proposed No. 79-164
Clause 5, Report No. 81, 1979

(5) A By-Law to Authorize the Reconstruction of Certain Pavements (General Rate).

THIRD READING Proposed No. 79-142)
Clause 2, Report No. 74, 1979

UNFINISHED BUSINESS

Mayor Keyes referred to Communication No. 507, a letter from the Frontenac County Board of Education with regard to assessment equalization factors. The Board had requested that a discussion committee be formed to review the matter. He asked Council to consent to the formation of such a committee, to be composed of himself, Ald. Gerretsen, and the City Treasurer and said that the first meeting was to be held on Thursday, September 6th, 1979, at 10 a.m.

Moved by Ald. Timmins
Seconded by Ald. Knapp

That a committee be struck to respond to the request of the Frontenac County Board of Education, with regard to the matter of assessment equalization factors, such committee to be composed of Mayor Keyes, Alderman Gerretsen and Mr. B.G. Cousens, City Treasurer.

CARRIED

Mayor Keyes said he hoped that Council would consider, for a trial period, the matter of meeting weekly. The very heavy agendas of recent meetings had been due primarily to the fact that several very contentious issues had come before Council. Before the new By-Law 1 was given Third Reading, he hoped the matter of the frequency of meetings would be given further consideration. He felt that on average, bi-weekly meetings would probably suffice.

The Acting City Clerk asked that if changes were to be made to the meeting schedule that this not take place until October, since delegations had already been scheduled for the September meetings.

Mayor Keyes said that a special meeting would be held on Monday 17th September at which a representative of the Ministry of Community & Social Services would make a presentation on the benefits of a County wide welfare system. Representatives from other municipalities in the County had also been invited to attend this meeting.

Moved by Ald. Hawkins
Seconded by Ald. Timmins

That the regular meeting of Council to be held on September 17th, 1979, commence at 8 p.m., in order that a special meeting be held at 7 p.m.

CARRIED

UNFINISHED BUSINESS (Cont'd)

Ald. Hawkins said he agreed with the Mayor's suggestion of bi-monthly Council meetings. He also would like to see occasional meetings of Council with the department heads, which could take place once every month or two months. He hoped Council would consider this also before final reading was given to By-Law No. 1. Ald. Hawkins suggested that Mr. Swain of Pittsburgh Township also be invited to attend the meeting on a county wide welfare system.

Ald. Hawkins asked if signs had been erected at the Olympic Harbour site and Mayo Keyes replied that this had been done.

Ald. Hawkins said it appeared the Property Standards Officers have come down hard recently on senior citizens, while missing some big business people. He referred particularly to empty land by the Dacon subdivision, and that adjacent to QECVI a Champlain Park, and he hoped this could be cleaned up. He had also heard there was a possibility of a revenue loss at the Wally Elmer Centre due to delays in the work being done there, and hoped this was not the case, and that the Centre could open on time.

Ald. Gorham requested that a statement of finance contingencies be provided for the next meeting of Council, and asked whether the police salary increase had bee deducted from that account.

Ald. Gorham also hoped that an estimate of the amount of hydro used at the Vaults Restaurant property could be made, since he believed this was the original intent of Council, that excessive use of utilities would be paid by the lessee of the property. He also recalled that during the budget discussions, the Chief of Poli had indicated that the Police Headquarters building should be washed down soon, o it would prove impossible to remove the dirt. This did not seem to have been don to date, as originally agreed.

With regard to the matter of equalization of assessment, Ald. Gorham said he felt the Mayor should consider that he might have a future conflict on this matter.

Ald. Bishop said that there was a great deal of garbage on the parking lot immediately adjacent to 797 Princess Street and he hoped this could be cleaned up.

Ald. Knapp asked when the first meeting of the Committee on Declining School Enrolment would be held. The Acting City Clerk informed Council that this meetin would be held as soon as the City Clerk returned from his vacation.

Ald. Gerretsen said that, with regard to the frequency of Council meetings, he ho this could be left to the discretion of the Mayor and the C.A.O., depending on whe or not it was felt that there was sufficient business for a meeting to be held. T agenda for this meeting was very light, and could possibly have been combined wit another meeting. He agreed with the suggestion of Ald. Hawkins with regard to reg meetings between Council members and Department Heads.

Ald. Gerretsen said he felt that Ald. Lampropoulos and Miss A. Lukits, the newspap reporter, should be congratulated for their efforts in completing the half-maratho which had been held in the City over the Labour Day weekend. He had felt this eve was a success, although he was disturbed to find that although streets were suppos to be closed off, traffic had come onto the course and created a danger for the participants. He had not noticed any policemen in attendance to patrol the route. If this event were repeated next year, he hoped that more protection could be giv

Ald. McArthur said that he would be meeting the next day with Mr. DeLugt and Mr. Graham in order to try to set up a new truck route to alleviate the problem of ver heavy trucks using Orchard and Cataraqui Streets on their way to dump fill.

Ald. Clements asked that the treasurer supply a report on land which the City had sold during 1979, since this was an important budget matter and could affect the amount of revenue this year. He would like to see a priority-setting system set u for next year's budget, especially if Council was seriously considering cutting services.

UNFINISHED BUSINESS (Cont'd)

Ald. Lampropoulos asked what was the difference between a Motion and a Notice of Motion. He asked why the Notice of Motion presented at the last meeting with regard to market value assessment had not appeared on tonight's Agenda. Mr. Hamilton replied that advice from the City Treasurer was not yet available on this matter and once this report was available, the matter would be brought back to Council.

Mayor Keyes explained that Motions were usually presented on matters of sympathy, congratulations, or other matters where Council wished to pass on its wishes. Notices of Motion were presented to give advance notice of an important matter of policy, or one where action of Council was required in some area or other, and which usually required some research or a report from a member of staff before action by Council was taken.

ADJOURNMENT

Moved by Ald. Bishop
Seconded by Ald. Hawkins

That Council do now adjourn.

CARRIED

Council adjourned at 9.00 p.m.

(L.S.)

(Signed) Marion Houghton
Acting City Clerk, *Pro Tempore*

(Signed) Ken Keyes
Mayor

CITY COUNCIL MEETING NO. 35

The regular meeting of City Council will be held on Monday, September 10, 1979, in the Council Chamber, City Hall, at 7:00 p.m.

QUEEN'S UNIVERSITY LIBRARY
DOCUMENTS DEPARTMENT
SEP 19 1979

ROLL CALL

MINUTES

That the Minutes of Meeting Nos. 33 and 34 held on Monday, August 27, 1979 and Tuesday, September 4, 1979, be confirmed.

PETITIONS

COMMUNICATIONS

To be Filed

(515) From the Ontario Municipal Board acknowledging receipt of the City's capital expenditure forecast for 1979 and notifying that applications for approval, if found to be in order, will be processed during the present year for undertakings not to exceed a total amount to be debentured or financed in subsequent years of $1,978,445.00. The Board states, however, that this does not constitute approval of any item shown in the capital works forecast and applications for consideration by the Board under Section 64 of The Ontario Municipal Board Act must still be made for each undertaking before any action is taken, beyond preparation of plans and specifications, and the calling of tenders.

(File No. 3-2)

To be Referred to the City of Kingston Planning Board

(516) From Catherine Ross, 8 Maitland Street, Kingston, objecting to Zoning By-Law No. 79-140 which would permit professional offices on the property at 81-83 King Street. Her reasons for objecting are as follows:

1) the area is already congested with Yacht Club parking;

2) the proposed private parking to be provided is inadequate if medical offices are located in the building;
3) the proposed location of the parking in front of the building will create an eyesore offensive to the entire neighbourhood.

(File No. 25-2)

To be Filed

(517) From the Ministry of Intergovernmental Affairs acknowledging the City of Kingston's request that Section 304 of The Municipal Act be amended to increase the annual taxes and levies that municipalities may charge hospitals, mental health facilities, universities, community colleges and correctional institutions and notifying that a study is presently underway to determine whether the Government should support this position.

(File No. 21-3.2)

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COMMUNICATIONS (Cont'd)

To be Filed

(518) From the Institute for Research on Public Policy notifying of a conference, entitled, "The Politics and Management of Restraint in Government", to be held at Toronto's Sutton Place Hotel, September 19th and 20th to examine the problems and conflicts of government restraint and discuss methods of resolving them.

(File No. 9-1)

(519) From Mr. & Mrs. William Angus thanking the City for its flower arrangement on the occasion of their 50th wedding anniversary.

(File No. 1-1)

(520) From the family of the late Rien Quatsch thanking the City for its flower arrangement.

(File No. 1-1)

(521) From the Kingston and District Labour Council thanking the City for granting them permission to have a Marquee at Lake Ontario Park, September 3, 1979, and advising that due to unforseen circumstances were unable to hold it, but hope to do so in 1980.

(File No. 3-6)

(522) Copy of a letter to the Children's Aid Society of Frontenac, 329 Johnson Street, Kingston, from the Ministry of Community and Social Services advising that, in accordance with the provisions of The Child Welfare Act, approval has been given to the Estimate of Expenditures for the Society for the calendar year 1979 in the amount of $1,106,879, with a 1978 surplus of $987., making a total payment of $1,105,892.

The Provincial share of this amount is $884,714, the Municipal share is $186,151 for the City of Kingston and $35,027. for the County of Frontenac.

(File No. 3-4)

To be Referred to the Chief Administrator Officer

(523) From the Oxford, Brant, Haldimand-Norfolk Disaster Fund Committee, Woodstock, Ontario, requesting financial assistance for four municipalities in southwestern Ontario that suffered severe damage on August 7, 1979 due to a disastrous tornado, and advising that to date, the Fund has garnered $866,000 in cash but $4,000,000. is needed.

(File No. 7-3)

To be Filed

(524) From the Liquor Licence Board of Ontario advising that application has been made for issuance of a dining lounge licence at the Vaults Restaurant, Queen Street, Kingston, and notifying that when the application has been scheduled for a public hearing, a copy of the Board's letter to the applicant will be sent to the City, setting out the date, time and place of the hearing.

(File No. 12-6)

COMMUNICATIONS (Cont'd)

Which has been Referred to the City of Kingston Planning Board

(525) From Greenwood Bros. Limited, 191 Dalton Street, Kingston, objecting to Zoning By-Law No. 79-138 for the following reasons:

1) By-Law No. 79-138 does not appear to permit Greenwood Bros. Ltd. to continue with the current uses of land they own, namely, 191 Dalton Avenue and 133 Dalton Avenue, all existing Commercial use.

2) When the Kingston Builders' Exchange purchased the only high land on the north side of Dalton Avenue, west of the Neilson property, they were granted a zone change to M3.93 which permitted them to build an office building. Subsequently, when this land was purchased from Kingston Builders' Exchange by Greenwood Bros. they were convinced that the City would continue with the precedent set by the permitted use for the Kingston Builders' Exchange as this seemed to be the most logical use for the marsh-filled land.

(File No. 25-2.4-21)

(526) From Mr. David D. Monieson objecting to Zoning By-Law No. 79-140 which would permit offices for medical practice at 81-83 King Street East. He feels that there would be enormous parking problems and the unique historical residential area that now exists would be taken away.

(File No. 25-2)

To be Filed

(527) From the Ontario Municipal Board setting out the following deadline and criteria for charging the capital expenditures applications to the City's quotas:

(i) Applications received by the Board on or before December 31, 1979 or bearing that mailing date, will be charged against your municipality's 1979 quota allocation provided there is sufficient balance remaining to cover such application.

Any such applications charged against the 1979 quota should not be included in the 1980 capital expenditures forecast (Board's Form 43/1980) for which a 1980 quota will be sought.

(ii) The amounts which were included in the 1979 capital works forecast and in the 1979 quota approved by the Board, but were not applied for in 1979, should be transferred to the year in which applications would now be made if the Council still contemplates to undertake such works.

If there is no likelihood of Form 15/1980 - Financial Information - and Form 43/1980 - Five-Year Capital Works Forecasts, being filed early in the new year, a resolution of the Council should be submitted requesting the Board to grant an interim quota for 1980 to accommodate early 1980 applications to be submitted by your municipality.

COMMUNICATIONS (Cont'd)

(527) (Cont'd)

> The Board would consider granting such interim quota to facilitate the processing of your applications provided the financial capacity of the municipality is adequate to permit granting of interim quota required for 1980.
>
> *(Note: Copies distributed to all members of Council.)*

(File No. 3-2)

To be Filed

(528) From the Honourable Keith C. Norton, Minister of Community and Social Services acknowledging a copy of letter from theCity of Kingston to the Municipality of Metropolitan Toronto, notifying that Council had endorsed the Final Report of the Provincial-Metropolitan Toronto Task Force on The Elderly Persons Centres Act and notifying that the Ministry will be responding to the Municipality of Metropolitan Toronto and that as recently announced, a 2 million dollar program to assist Home Support Services is now being funded under the Elderly Persons Centres Act and new initiatives in this area of service to the elderly.

(File No. 17-9.8)

COMMITTEE OF THE WHOLE

(A) That Council resolve itself into the Committee of the Whole to receive delegations and reports, with Mayor Keyes in the Chair.

DELEGATIONS

(1) Mr. John Wright will be present with regard to assistance to Senior Citizens for work done under the Property Standards By-Law.

REPORTS

That Report No. 91 of the City of Kingston Planning Board be received and adopted.

That Report No. 92 of the Chief Administrative Officer be received and considered.

REPORT NO. 91

September 5, 1979.

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. That, as recommended by the Development Control Committee, the following plans submitted by Carlos Cosme for an auto repair shop on the south side of Joseph Street, west of Montreal Street:

Sheet P-1 - Site Plan - Scale As Shown -
July 31, 1979

Plan #1 - Elevations & Floor Plan - Scale
As Shown, June 1979

be approved, subject to the owner entering into a development control agreement which shall include the following conditions:

a) *that development shall be in accordance with the above listed plans;*

b) *that a landscaping plan shall be submitted within three months of the date of approval by Council and implemented within one year of the issuance of the building permit;*

c) *that all exterior lighting and signs shall be subject to City approval;*

d) *that a portion of the existing Joseph Street sidewalk not to exceed 30 feet in length shall be reconstructed to form a ramp for vehicular access, with the ramp design to be acceptable to the Commissioner of Works.*

(Note: This development required minor variances for side yard and lot width by the Committee of Adjustment. These were granted by the Committee on August 15, 1979, with the last day for appeal being September 7, 1979. Approval of this clause is subject to no appeals having been received by September 7, 1979).

Respectfully submitted,

CHAIRMAN

REPORT NO. 92

September 10, 1979.

To the Mayor and Aldermen:

The Chief Administrative Officer reports and recommends as follows:

1. That, as requested by the Kingston O.B.A. Bantam Lions Baseball Team a grant of $300.00 be given to assist in the cost of the hiring of a bus to take the team to Sarnia to the All-Ontario Championship on Saturday, September 15, 1979.

AND FURTHER:

That the following budget transfer be approved:

	INCREASE	DECREASE
Finance Grants	$300.	
Finance Contingencies		$300.

(Note: A copy of the Report of the Chief Administrative Officer is attached hereto as Schedule "A" - 2 Pages.)

2. That, as recommended by the Administrator of Traffic, Streets and Parking, permission be granted to Queen's University Arts and Science Undergraduate Society Orientation Committee to conduct its annual Shinerama campaign on Thursday, September 13th 1979.

(Note: A copy of the report of the Administrator, Traffic, Streets and Parking is attached as Schedule "B"-1 Page.)

3. WHEREAS at the meeting of City Council held on August 27th 1979, the following "Notice of Motion" was referred to the Chief Administrative Officer:

"Moved by Alderman Webb
Seconded by Alderman Lampropoulos,

That the City of Kingston request a study of market value 1975 by Provincial Assessment Officials to determine the feasibility of implementing equalized assessment in the City of Kingston. It is expected that there will be no financial obligation by the City and the Council can in turn study the results before making any decision to proceed further.".

AND WHEREAS members of the City Administration met with various officials from the Assessment Department of the Province of Ontario to discuss the matter;

THEREFORE as a result of this meeting the attached Report of the Chief Administrative Officer is submitted for the information of Council along with a letter from the Ministry of Revenue concerning the procedure for the requesting and implementation of equalized assessments under Section 86 of The Assessment Act.

(Note: A copy of the report of the Chief Administrative Officer and the letter from the Ministry of Revenue are attached as Schedule C" - 3 Pages.

A copy of the booklet provided by the Ministry related to this matter was distributed with the agenda.)

6. (cont'd)

(Note: See attached Schedule "F" - 3 Pages for a copy of the report of the Chief Administrative Officer and the Commissioner of Parks and Recreation.)

7. That, as recommended by the Administrator of Traffic, Streets and Parking, that subject to letters being sent to residents of Grey Street for comment or objection, approval be given to prohibiting parking on the east side of Grey Street from 8 a.m. on the 1st day of each month to 11 p.m. on the 15th day of each month, and on the west side of Grey Street from 8 a.m. on the 16th day of each month to 11 p.m. on the last day of each month.

(Note: A copy of the report of the Administrator of Traffic, Streets and Parking is attached hereto as Schedule "G '- 1 Page.)

8. That, as recommended by the Administrator of Traffic, Streets and Parking, a by-law be presented to Council to amend By-Law No. 24 (Traffic) to provide that parking be prohibited on both sides of College Street from 10-11 a.m. and 2-3 p.m., Monday to Friday inclusive, from Franklin Place to the south limit of 541 College Street.

(Note: A copy of the report of the Administrator of Traffic, Streets and Parking is attached hereto as Schedule "H" - 2 Pages.)

See By-Law No. 1: 79-199

9. That, as recommended by the Administrator of Traffic, Streets and Parking, the Traffic, Streets and Parking Department Budget be amended as follows:

	INCREASE	DECREASE
Contributions from Revenue Fund		
Other Projects	$24,000	
Finance Contingencies		$12,000.
Ontario Roads Highway subsidy	$12,000.	

and further -

That construction By-Law 79-162 be amended by deleting land acquisition and demolition of 408 Montreal Street at an estimated cost of $24,000 so that Schedule "A" of the amended by-law would read as follows:

Construction of new paving, boulevard and modification of signal light:

Total Cost	$24,000.
City's Share	12,000.
M.T.C. Share	12,000.
Amount to be Debentured	12,000.

9. (cont'd).

and further -

that the proposed amended by-law be advertised immediately, to dispense with the vote of the electors.

(See copy of report of the Administrator of Traffic, Streets and Parking attached hereto as Schedule "I" - 4 Pages).

10. WHEREAS the following Notice of Motion was tabled at the meeting of City Council held on September 4th 1979:

"WHEREAS the matter of aircraft safety is of general concern;

AND WHEREAS the existing location of the Aeradio facilities does not allow visual observation of the airport runways by the Aeradio operators;

AND WHEREAS a recent concept study for future installations of Aeradio facilities at airports recommends that Aeradio facilities be installed so as to provide Aeradio operators with complete view of the airfield;

THEREFORE BE IT RESOLVED that the Corporation of the City of Kingston request Transport Canada for improved Aeradio services at the Kingston Airport so that the Aeradio operators will have an unobstructed view of the airfield.".

AND WHEREAS the above Notice of Motion was tabled pending receipt of a report from the Commissioner of Industries and Airport Manager and said report has been received;

THEREFORE IT IS RECOMMENDED THAT THE Notice of Motion be lifted from the table and the attached report of the Commissioner of Industries and Airport Manager and the Chief Administrative Officer be considered.

(See copy of report attached - Schedule "J" - 3 Pages).

Respectfully submitted,

R. Hamilton,
Chief Administrative Officer.

Schedule "A" to Report No. 92
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 7-3

September 6, 1979

MEMORANDUM

TO: Mayor Keyes and Members of Council

FROM: R.J. Hamilton,
C.A.O.

RE: REQUEST FOR GRANT - KINGSTON O.B.A. BANTAM LIONS BASEBALL TEAM

We are forwarding herewith a request for a grant from the Bantam Lions Baseball team. Council will note that the team is in the All Ontario finals in baseball and as such would seem to have realized quite an achievement. The amount being requested of $300.00 represents about one-half of the cost of the bus and it might be in order for the City to consent to provide this funding with the stipulation that it be used for the acquisition of the bus.

We have discussed this matter with Mr. Fluhrer of the Parks and Recreation Department and it may be that his budget could absorb this. However, for the time being, we would suggest this be charged to Contingencies pending Mr. Fluhrer's findings.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

Schedule "A" to Report No. 92
(Page 2)

September 5, 1979

Mayor Keyes and Members of Council,
City Hall,
Kingston, Ontario.

re: Request for Grant
Kingston O.B.A. Bantam Lions Baseball Team

Dear Mayor Keyes and Members of Council:

The Kingston O.B.A. Bantam Lions Baseball Team is in dire need of funds for the hiring of a bus to take them to Sarnia, Ontario for the All-Ontario Championship on Saturday, September 15, 1979.

The cost of this bus is $650.00 (Wagar Coach Lines). Additional costs are five rooms at a cost of $25.00 per night - $125.00.

The team has been given a grant of $150.00 from the Kingscourt Baseball Association, and the parents of the boys have agreed to donate $200.00 plus pay all expenses for accommodation and meals.

I feel there is no better way to help sponsor our future citizens than to have the City assist these fine young people to a successful conclusion to their season and bring a great deal of credit by representing Kingston in the South Western part of our Province.

We therefore request your assistance in the amount of $300.00.

We would also like to thank you for your anticipated co-operation in this matter.

Yours truly,

Floyd "Nipper" Holland
Coach

David Cornwall
President, K.B.A.

REPORT TO: Mr. R. J. Hamilton, Chief Administrative Officer.

FROM: K. G. Linseman, Administrator,
Traffic, Streets and Parking Department.

DATE: September 5th, 1979.

SUBJECT Queen's University Shinerama Campaign

ORIGIN Request from Queen's University Arts and Science Undergraduate Society Orientation Committee to conduct its annual Shinerama campaign on Thursday, September 13th, 1979.

ANALYSIS

1. Space used on the sidewalk will be minimal.
2. No serious interruption of pedestrian traffic is anticipated as a result of the campaign.

RECOMMENDATION That permission be granted to Queen's University Arts and Science Undergraduate Society Orientation Committee to conduct its annual Shinerama campaign on Thursday, September 13th, 1979.

K. G. Linseman

:lk

K. G. Linseman, P.Eng., M.Sc.,
Administrator.

Schedule "C" to Report No. 92
(Page 1)

OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No.1-3

September 6, 1979

MEMORANDUM

TO: Mayor Keyes and Members of Council

FROM: R.J. Hamilton, C.A.O.

RE: NOTICE OF MOTION BY ALDERMAN WEBB AND ALDERMAN LAMPROPOULOS CONCERNING THE REQUEST TO IMPLEMENT PROPERTY TAX EQUALIZED ASSESSMENT UNDER SECTION 86 OF THE ASSESSMENT ACT

Members of City Administration, including Messrs. Cousens and myself met with various officials from the Assessment Department of the Province of Ontario to discuss the above procedure and the following comments were noted:

(1) The Provincial Ministry is presently going through a process of updating to 1978, values re Property Assessment in the City of Kingston.

(2) It is assumed that approximately one hundred Municipal Governments are undergoing the change to market value assessment at this time which may tend to strain the facilities with the Government in this matter.

(3) It is suggested that any action by the Provincial people concerning the City of Kingston would probably result in the production of the 1980 assessment roll to be used for 1981 tax purposes. This would enable the Provincial people to have enough time to undergo the study as well as to provide for appeals if the City of Kingston Council agree to instituting this new Assessment Roll.

(4) The City of Belleville are presently undertaking a similar study as well as the City of Ottawa are expected to make a change to this new form of Assessment.

(5) It should be noted that the City of Kingston does not have to accept the study or the results if Council so decides at any time.

Finally, we are forwarding herewith booklets provided by the Ministry of Revenue related to this kind of assessment for Councils review as well as a copy of a letter from the Ministry indicating the action of Council in this regard for general background information.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

Ontario

Office of the
Deputy Minister

Ministry
of
Revenue

19th Floor
77 Bloor Street West
Toronto, Ontario
M7A 1X8
965-1178

REGIONAL ASSESSMENT OFFICE
RECEIVED
AUG 29 1979
KINGSTON

August 27, 1979

Reeve Clair Benn
R.R. #1
Kaladar, Ontario

Dear Reeve Benn:

I was pleased to meet you at the 1979 Conference of Association of Municipalities of Ontario.

In response to your request for information on the procedure for the requesting and implementation of equalized assessments under Section 86 of The Assessment Act, the steps are as follows:

1) The Township Council passes a resolution requesting the Minister of Revenue to prepare a study of the various classes of property to determine if inequalities exist.

2) The Assessment Division, through its Regional Office, prepares a study showing comparisons between the present assessments and 1975 market value estimates for each class of property.

3) The Assessment Commissioner presents the study to the Township Council.

4) After the presentation, Council will decide either:

   a) to do nothing, and the matter ends; or

   b) to pass a resolution asking the Minister of Revenue to implement equalization under Section 86 of The Assessment Act.

If alternative (b) is adopted, the additional steps are:

5) The Assessment Division, through its Regional Office, will revise all assessments, using 1975 as a base year. Equality within property classes will be ensured. An impact study will be prepared.

6) The revised assessments along with the impact study will be presented to the Township Council.

7) After this presentation, the Council will decide:

   a) to revert to the existing assessment roll and the matter ends; or

   b) to accept the revised assessments, and that rolls and notices should be printed to reflect the revised assessments.

8) If option (b) above is adopted, the Assessment Division will:

   a) prepare Assessment Notices for each property owner/tenant showing the 1975 market value, the property class, the percentage of value for that class, and the assessed value to be taxed.

   b) prepare an insert to inform the ratepayer of the Council's actions, and the mill rate based on the previous year's spending.

   It will also contain an invitation to the ratepayer to attend an information session when the assessments will be explained.

   c) defend all appeals that may arise because of the equalization under Section 86 of The Assessment Act.

Should you wish any further explanation or clarification on the procedure outlined above, I would advise that you contact:

Mr. Gordon Ogilvie
Regional Assessment Commissioner
Frontenac-Lennox-Addington Regional Office
1055 Princess Street
Kingston, Ontario

Sincerely,

Ron Trbovich

Ron Trbovich
Executive Assistant
to the Deputy Minister

cc: G.J. Ogilvie ✓

Schedule "D" to Report No. 92
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 1-2.1-1

September 6, 1979

MEMORANDUM

TO: Mayor Keyes and Members of Council

FROM: R.J. Hamilton, C.A.O.

RE: AIRPORT - WASHROOM FACILITIES
HANGAR NO. 4

We are forwarding herewith a report from Mr. W.D. Stevens with a recommendation that we accept the tender for the construction of washrooms at a cost of $8,776.00 from North Construction.

We have, in the past few months, attempted to come up with another solution for this which included attempting to buy buildings from the Public Works Canada as well as other approaches, however the estimates submitted by their Engineering and Building firms are far in excess of the budgeted figure of $8,500.

We would therefore recommend that Council accept the tender for the suggested work in order to meet the minimum standards of the Ontario Ministry of Labour Industrial Safety Act.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

TO: R. J. Hamilton, C.A.O.

FROM: W. D. Stevens, Commissioner of Industries
and Airport Administrator

DATE: September 6, 1979

SUBJECT: AIRPORT - Washroom Facilities, Hangar No. 4

ORIGIN: The 1979 Airport Budget included an appropriation for construction of a washroom facility and, alternatively, an amount for the acquisition of the Hansler building. The Hansler building would provide the required washroom, office space for airport staff and additional leasable space to meet Customs and Immigration requirements.

During budget review, Council considered purchase of the Hansler building a more appropriate course of action and approved the amount of $8,500. for this purpose. Accordingly, the $6,000. allocation for the washroom facility was deleted from the budget.

ANALYSIS: Negotiations for purchase of the Hansler building, as recommended by the Transportation Committee, were rejected by Mr. A. Smith, President, Hansler Smith Ltd. The building was dismantled and removed from the airport land in June, 1979.

A requisition dated June 12, 1979, was raised for the construction of a washroom in the north end lean-to of Hangar No. 4. Attached hereto as Schedule "A" is a copy of a memorandum dated August 2, 1979, from the Director of Purchasing with respect to Inquiry No. 79-54 for this project.

EXISTING POLICY: The lowest tender is accepted, unless there is an economic advantage to do otherwise.

FINANCIAL CONSIDERATIONS: The amount of $8,500. intended for purchase of the Hansler building represents approximately 80%-85% of the estimated cost and could be redirected for this project. Based on the intangible factors noted in Schedule "A" attached, and additional $2,000. - $3,000. will be required. It should be noted that there are sufficient funds in the Airport Building Maintenance account to allow completion of the project.

RECOMMENDATIONS: In view of the urgent need to meet the minimum requirements of the Ontario Ministry of Labour Industrial Safety Act, it is recommended that Inquiry No. 79-54 for the installation of a washroom in Hangar No. 4 be awarded as follows:

Alternative A with septic system to North Construction in the amount of $8,776.00, it being noted that incidental to this installation will be added costs for rock excavation at $100. per cubic yard and $4.00 per cubic yard (in place) for any new cover soil for tile bed and that these intangible factors could conceivably add 15% - 25% respectively; and

that the amount of $8,500. allocated in the 1979 Airport Budget, Acct. 4585, for the purchase of the Hansler building be allocated for this purpose;

and further

that the following budget transfer be approved:

	Increase	Decrease
AIRPORT Contributions from Revenue Fund, Acct. 4585		$8,500.00
Building Maintenance, Acct. 4552	$8,500.00.	

Respectfully submitted,

W. David Stevens, A.M.E.I.C.
Commissioner of Industries
and Airport Administrator

WDS/c

Attachment

SCHEDULE "A"

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE
Director of Purchasing.

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

MEMORANDUM

TO: Mr. W. D. Stevens, Airport Administrator

FROM: Mr. M. J. Ewart, Director of Purchasing

DATE: August 2, 1979

SUBJECT: Inquiry No. 79-54 - Washroom/Hangar No. 4

The undernoted amounts represent the lowest bids received in response to the subject Inquiry, which was circulated to some sixteen local contractors and which enjoyed a fifty per cent response.

*NORTH CONSTRUCTION Alt. B - * $9,176.00 with holding tank*

*Alt. A - * $8,776.00 with septic system*

*(*Incidental to either installation will be the added costs for rock excavation @$100.00 per cubic yard and $4.00 per cubic yard (in place) for any new cover soil for tile bed. These intangible factors could conceivably add 15 - 25% respectively to each of the above amounts.)*

If there are adequate funds available I will proceed to obtain authorization for acceptance pursuant By-Law No. 1.

However, you may wish to present this directly in support of your application for budgetary transfer.

The Company in mention reportedly enjoys a very favourable record of contractual performance.

Bids range from $8,776.00 to $17,778.00 in a profile of eight submissions.

Yours very truly,

M. J. Ewart, Director of Purchasing.

MJE/jg

Schedule "E" to Report No. 92
(Page 1)

REPORT TO: Mr. R. J. Hamilton, Chief Administrative Officer.

FROM: K. G. Linseman, Administrator,
Traffic, Streets and Parking Department.

DATE: September 6th, 1979.

SUBJECT

Tender of Contract 79/8W, Road Reconstruction, Widening and Water Main in Princess Street.

ORIGIN

Four bona fide tenders were received as follows:

Bennett Paving & Materials Limited	$366,527.29
Glen Lawrence Construction Co. Ltd.	$392,217.58
D. A. Foley Construction Limited	$396,700.00
H. J. MacFarland Construction Co.Ltd.	$441,711.50

The lowest tender from Bennett Paving & Materials Limited is below cost estimate, and Bennett Paving performance in the past has been satisfactory.

EXISTING POLICY

The lowest tender is accepted unless there is reason for doing otherwise. The Public Works Department, who prepared the tenders, concurs with the recommendation of the lowest tender.

FINANCIAL CONSIDERATIONS

The lowest tender at $366,527.29 is well within the estimates for the scope of work under this contract.

RECOMMENDATION

That the tender of Bennett Paving & Materials Limited, in the amount of $366,527.29 for the road reconstruction, widening and watermain in Princess Street, be accepted, being the lowest tender received, subject to the concurrence of the Ministry of Transportation and Communications and subject to the approval of the Public Utilities Commission of the water main section in the tender.

K. G. Linseman

:lk

K. G. Linseman, P.Eng., M.Sc.,
Administrator.

Schedule "F" to Report No. 92
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 3-7

September 6, 1979

MEMORANDUM

TO: Mayor Keyes and Members of Council

FROM: R.J. Hamilton,
C.A.O.

RE: ENERGY CONSERVATION - OLYMPIC SITE

We are forwarding herewith copies of correspondence we have had with Mr. L.J. Tremblay concerning the possible energy conservation at the Olympic Harbout site.

Council will note that Mr. Tremblay is going to submit a firm proposal on an energy conservation program at the Olympic site building. It is our understanding that Mr. Tremblay will review the documents related to the building and will in turn submit an assessment of the cost for Council's consideration at a later date.

We will be reporting back to Council on this matter as soon as we have heard from Mr. Tremblay with a recommendation for possible Council action.

In Mr. Fluhrer's memorandum, he is requesting that we ask Mr. Tremblay to look at the Xerox problem at once and we would therefore recommend that Council authorize us to engage Mr. Tremblay to look at this problem and come up with a solution if possible immediately.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

SEP. 6 1979

MEMORANDUM

DEPARTMENT
OF
PARKS AND RECREATION

TO: R. J. Hamilton, C.A.O.

FROM: Douglas R. Fluhrer, Commissioner.

DATE: September 4, 1979.

RE: ENERGY CONSERVATION

Further to our meeting last Thursday with Mr. Louis Tremblay, I have now talked with Mr. Lee Shipp with regard to the Olympic Site and in particular the isolated problem we are having with the Xerox section of the building and as this relates to the heating due to severe temperatures.

Bearing in mind that this building is costing us well over $1.10 per sq. ft. per annum for energy, which is breaking the back of our intent of offsetting the revenues for this site, I make the following suggestions:

a) That we immediately engage the services of Mr. Tremblay to help us to resolve the Xerox problem and that he be asked to begin this as soon as possible as the cold weather is fast approaching. What we would like from him is, when analyzing the revamping of the existing heating system that Xerox did during the time of their renovations, to determine if this in fact was the cause of the lack of heat and/or what is causing the problem and specific recommendations for resolve.

b) I would further recommend, and as per our discussion with Mr. Tremblay, that he be asked to prepare a cost saving proposal for Council's consideration for the entire Olympic Harbour Site buildings. Our Messrs. Leeman and Preston will provide him with necessary plans, specifications and energy consumption.

I am most confident that there is much room for improvement and hence, savings at the site. However, I am presently more concerned that we resolve the Xerox problem as they are cherished tenants at the site.

Douglas R. Fluhrer,
Commissioner.

DRF/sw

c.c. Norm Jackson
Lee Shipp

PARKS AND RECREATION
CITY OF KINGSTON

File 3-7

L. J. Tremblay Engineering Limited,
1620 Joyce Street,
Cornwall, Ontario,
K6J 1Y7
(613) 938-9477

SEP 5 1979

September 4, 1979

Mr. Robert Hamilton
Chief Administrative Officer
Corporation City of Kingston
City Hall
Kingston, Ontario
K7L 2Z3

Dear Bob:

Just a note to tell you how pleased I was to see you again last week, and to thank you for the time that you and Doug accorded me.

I am extremely pleased to be given an opportunity to submit a firm proposal on an Energy Conservation Program at the Olympic site building. From the little knowledge that I have of the building and its energy consumption at the moment, I am convinced that you will be pleased by the economics of conducting such a program.

I have written to Doug asking for the documents that I will need in order to prepare the proposal, and I expect to be in a position to submit the proposal to Doug the week following receipt of the documents.

Again Bob it was a pleasure seeing you, and I very much look forward to the possibility of working with you and your staff.

Yours sincerely,

Louis

L.J. Tremblay, P. Eng.

LJT/st

SCHEDULE "G" to REPORT NO. 92
Page 1

REPORT TO: Mr. R. J. Hamilton, Chief Administrative Officer.

FROM: K. G. Linseman, Administrator,
Traffic, Streets and Parking Department.

DATE: September 6th, 1979.

SUBJECT Parking Control - Grey Street,
Concession Street to First Avenue

ORIGIN Request from Alderman McArthur to initiate a parking proposal to alleviate parking problems on Grey Street.

ANALYSIS (a) Existing Conditions:

Parking permitted on both sides of the street, no restrictions.

(b) Study:

Observation indicates that cars park for substantial lengths of time during the daytime period.

RECOMMENDATION (a) That parking be prohibited on the east side of Grey Street from 8 a.m. on the 1st day of each month to 11 p.m. on the 15th day of each month, and on the west side of Grey St. from 8 a.m. on the 16th day of each month to 11 p.m. on the last day of each month.

(b) That letters be sent to residents of Grey Street for comment or objection to the proposed parking regulations.

Linseman

:lk

K. G. Linseman, P.Eng., M.Sc.,
Administrator.

SCHEDULE "H" to REPORT NO. 92
Page 1

REPORT TO: Mr. R. J. Hamilton, Chief Administrative Officer.

FROM: K. G. Linseman, Administrator,
Traffic, Streets and Parking Department.

DATE: September 6th, 1979.

SUBJECT Parking Control - Vicinity of 541 College Street.

ORIGIN Requested by City Council at meeting on June 25th, 1979, when attached report was considered.

ANALYSIS

1. 87 letters were sent to households in two apartment buildings at 541 and 544 College Street requesting comments or objections on a proposal to prohibit parking from 10-11 a.m. and 2-3 p.m. on both sides of the street, from Franklin Place to the south limit of 541 College Street.
2. No written responses were received; however, one verbal approval was received.

RECOMMENDATION That a by-law be presented to Council to amend By-law 24 (Traffic) to provide that parking be prohibited on both sides of College Street from 10-11 a.m. and 2-3 p.m., Monday to Friday inclusive, from Franklin Place to the south limit of 541 College Street.

K. G. Linseman

K. G. Linseman, P.Eng., M.Sc.,
Administrator.

:lk

REPORT TO: Mr. R. J. Hamilton, Chief Administrative Officer.

FROM: K. G. Linseman, P.Eng., M.Sc., Administrator, Traffic, Streets and Parking Department.

DATE: June 21st, 1979.

SUBJECT Parking Control - Vicinity of 541 College Street

ORIGIN Request from Hartford Arms Apartment Building, 541 College Street, and letter dated June 5th, 1979 (attached).

ANALYSIS

a) Existing Parking Regulations

Unlimited parking is permitted on both sides of College Street.

b) Study

Observation and letter indicate that cars park for substantial lengths of time during the daytime period. The requested prohibited parking between 10-11 a.m. and 2-3 p.m. may encourage the all day parkers from nearby commercial establishments to park on the north side of Franklin Place, where all day parking is permitted and no buildings are located.

RECOMMENDATION

a) That parking be prohibited on both sides of College Street from Franklin Place to the south limit of 541 College Street, from 10-11 a.m. and 2-3 p.m., Monday to Friday inclusive.

b) That letters be sent to residents of both apartment buildings for comment or objection to the proposed parking regulations.

K. G. Linseman

K. G. Linseman, P.Eng., M.Sc.,
Administrator.

:lk

SCHEDULE "I" TO REPORT NO. 92
Page 1

REPORT TO: Mr. R. J. Hamilton, Chief Administrative Officer.

FROM: K. G. Linseman, Administrator,
Traffic, Streets and Parking Department.

DATE: September 6th, 1979.

SUBJECT Amendment of By-law 79-162 to Authorize the Widening of the Intersection at Montreal St. and Stephen St. (General Rate).

ORIGIN The Ontario Municipal Board has advised that Section 443 of The Municipal Act is not exempted under Section 293(3) of The Municipal Act from the assent of the electors and therefore advertising to dispense with a vote of the electors would be required (letter attached).

ANALYSIS

1) The completion date to purchase 408 Montreal Street at $23,000 was August 17th, 1979, subject to the City obtaining Ontario Municipal Board approval.

2) The requirement of 21 days for adveritsing will cause delay of approximately six to eight weeks before O.M.B. approval is obtained, provided there are no objections from the electorate. This delay is unacceptable to Wallace Howard, the vendor, as well as the City's desire to complete this project this fall and as well as obtaining M.T.C. subsidy this year.

3) In order to avoid delay, the City should immediately complete the purchase of the property and demolish the building, out of current revenue and, in the interim, apply to the O.M.B. and advertise for 21 days for the widening of the intersection and conversion of the fixed time signal light to a semi-actuated operation. The completion of the purchase and demolition of the building would take approximately four to six weeks, at which time the City will, hopefully, obtain O.M.B. approval so that road construction can follow and should substantially be completed, except for the top course of asphalt and traffic signal modification, before winter.

RECOMMENDATION

1) That the Traffic, Streets and Parking Department budget be amended as follows:

	Increase	Decrease
Contributions from Revenue Fund Other Projects	$24,000	
Finance Contingencies		$12,000
Ontario Roads Highway Subsidy	$12,000	

RECOMMENDATION (continued)

2) That Construction By-law 79-162 be amended by deleting land acquisition and demolition of 408 Montreal Street, at an estimated cost of $24,000 , so that Schedule "A" of the amended by-law would read as follows:

Construction of new paving, boulevard and modification of signal light:

Total Cost	$24,000
City's Share	$12,000
M.T.C. Share	$12,000
Amount to be Debentured	$12,000

3) That the proposed amended by-law be advertised immediately, to dispense with the vote of the electors.

K.G. Linseman

K. G. Linseman, P.Eng., M.Sc.,
Administrator.

:lk

City of Kingston
RECEIVED
SEP 5 1979
DEPARTMENT OF
THE CITY CLERK

Bir / 80

Ontario

Ontario
Municipal
Board

416/965-1908

180 Dundas St. Wes
Toronto, Ontario
M5G 1E5

Quote File Number
E 791055

August 31, 1979

Mr. M.C. Healy,
City Clerk,
City of Kingston,
City Hall,
KINGSTON, Ontario.
K7L 2Z3

Dear Sir:

Re: By-law 79-162, a By-law to Authorize the Widening of the Intersection of Montreal Street and Stephen Street

This is further to your letter of July 30, 1979.

Please be advised that Section 443 of The Municipal Act is not exempted under Section 293(3) of The Municipal Act from the assent of the electors and therefore advertising to dispense with a vote of the electors would be required.

We are enclosing herewith a draft form of notice together with directions for advertising of same.

Upon expiration of the full twenty-one day period allocated for the filing of objections, would you please submit proof of publication and whether or not objections were filed in the form of an affidavit or statutory declaration.

Yours truly,

J. Lawrie

J. Lawrie
Capital Expenditure Section

JL:ht
Encl.

BY-LAW NO. 79-162

A BY-LAW TO AUTHORIZE THE WIDENING OF THE INTERSECTION OF MONTREAL STREET AND STEPHEN STREET (GENERAL RATE)

PASSED:

WHEREAS it is desirable and in the public interest to construct improvements on Montreal Street and Stephen Street;

THEREFORE the Council of The Corporation of the City of Kingston enacts as follows:

1. Pursuant to Section 443 of The Municipal Act, R.S.O. 1970, Chapter 284, the construction of various improvements at the intersection of Montreal Street and Stephen Street, as set forth in Schedule "A" hereto, is hereby authorized.

2. The Traffic and Streets Administrator of the Corporation shall forthwith make such plans and specifications and furnish such information as may be necessary for the making of a contract for the execution of the work or for the carrying on and executing of the work by day labour.

3. The work shall be carried on and executed under the superintendence and according to the directions and orders of the Traffic and Streets Administrator.

4. The Mayor and Clerk are authorized to cause a contract for the construction of the work to be made and entered into with some person or persons, firm or corporation, subject to the approval of this Council to be declared by resolution unless this Council decides by resolution to carry on and execute the work by day labour, in which event the work shall be carried on and executed by day labour.

5. The Treasurer may, subject to the approval of the Council, agree with any bank or person for temporary advances of money

to meet the cost of the work pending the completion of it.

6. The debentures to be issued for the loan to be effected t pay for the cost of the work when completed shall bear interes at such rate as the Council may determine and be made payable within ten years on the instalment plan.

7. The estimated cost of the work is set forth in Schedule "A attached hereto.

8. This by-law shall come into force and take effect on its passing.

GIVEN FIRST AND SECOND READINGS July 23, 1979.
GIVEN THIRD READING AND FINALLY PASSED

CITY CLERK MAYOR

I HEREBY CERTIFY THAT THIS IS A TRUE AND CORRECT COPY OF BY-LAW NO. 79-162, "A BY-LAW TO AUTHORIZE THE WIDENING OF THE INTERSECTION OF MONTREAL STREET AND STEPHEN STREET (GENERAL RATE)" WHICH WAS GIVEN FIRST AND SECOND READINGS AT THE REGULAR MEETING OF CITY COUNCIL HELD ON JULY 23RD, 1979.

**Dated at Kingston, Ontario,
this 30th day of July, 1979.**

**M. C. Healy,
Clerk,
The Corporation of the City
of Kingston.**

SCHEDULE "A"

Construction of improvements to the intersection of Montreal Street and Stephen Street

Land Acquisition (408 Montreal St.)	$23,000.00	
Demolition and construction of new paving and boulevard	$25,000.00	
TOTAL COST	$48,000.00	$ 48,000.00
CITY'S SHARE		$ 24,000.00
M.T.C. SUBSIDY		$ 24,000.00
AMOUNT TO BE DEBENTURED		$ 24,000.00

Term of Debenture Issue - 10 years

Lifetime of Work - 11 years

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 1-2.1-1

September 7, 1979

MEMORANDUM

To: Mayor Keyes and Members of Council

From: R.J. Hamilton, C.A.O.

Re: Airport - Aeradio Facility - Concept Study

We are forwarding herewith a report from Mr. Stevens setting out the certain factors concerning the Notice of Motion by Alderman Lampropoulis. Council will note that Mr. Stevens has recommended that the said resolution not be endorsed until such time as the Master Plan has been prepared and distributed to the Aviation Planning Departments of the Federal and Provincial governments.

We would therefore recommend that Council accept the position as outlined by Mr. Stevens.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

KINGSTON INDUSTRIAL COMMISSION

CITY HALL, KINGSTON, ONTARIO, CANADA
K7L 2Z3

W. DAVID STEVENS
Commissioner of Industries

(613) 546-4291 and 546-1232

MEMORANDUM

TO: R. J. Hamilton, C.A.O.

FROM: W. D. Stevens, Commissioner of Industries
and Airport Administrator

DATE: September 7, 1979

RE: AIRPORT - Aeradio Facility - Concept Study
- Your File No. 1-2.1-1

This refers to your memo of September 5, 1979, concerning a Notice of Motion presented by Alderman Lampropoulos and Alderman Matthews concerning Aeradio facilities at the Kingston Airport.

First, I would bring attention again to the fact that the Federal Government has enacted The Aeronautics Act, whereby the Minister of Transport is empowered to make regulations which include air navigational procedures and controls for all airports in Canada. This was noted in Mr. Jackson's memorandum dated August 16, 1979, to Alderman Lampropoulos.

I would also point out that as noted in my memo of August 27, 1979, the information provided was in response to a request from Alderman Lampropoulos as suggested wording to be used in a Notice of Motion for presentation to Council to express his concern regarding safety at the airport. It would appear that the suggested wording was satisfactory to Alderman Lampropoulos, and used without alteration.

With regard to the Concept Study referred to, we do not have a copy and are advised that the recommendation was contained in an Internal Policy Document No. CA301 approved by the Director General, resulting from a report of the Implementation Team established to implement the change-over from Aeradio Advisory Service, which operates under the Telecommunications Branch, to the new name of "Flight Service Stations"; all of which operate under CATA (Canadian Air Transport Administration).

. . . . /2

We are advised that it is the Policy that any future installations of FSS, Flight Service Stations, be placed so that the Aeradio operators will have a clear view of the airport. We are advised that there is no mention in the Policy to alter existing Aeradio facilities.

I would also reiterate again that the existing Aeradio Advisory Services at the Kingston Airport come under the Telecommunications Branch and that Control Tower operation is responsible to the Air Traffic Control Branch of Transport Canada, and until a decision is made by the regulatory body to install a Control Tower at the Kingston Airport, it is most important that the cooperation we have with the Telecommunications personnel be maintained. This group are presently providing a service at the Kingston Airport which includes a number of functions outside of their designated responsibilities. This situation was brought to our attention during discussion last year when Telecom proposed removing the Kingston based facilities and providing a service to Kingston through a peripheral system from Ottawa.

Our discussions with Civil Aviation and Telecommunications met with some success, in pointing out that the proposed peripheral or remote operation would not be satisfactory to handle safely the amount of traffic at the Kingston Airport, and so far the service remains here.

While the concern about safety expressed in the Notice of Motion is a worthy consideration, it is quite possible that under the circumstances it would be better to leave the decision of improving the existing Aeradio facilities to the regulatory body. From the many conversations we have had with Transport Canada personnel and the numerous requests for information concerning increased activity at the Kingston Airport, it appears very obvious that the Kingston Airport is being evaluated, and the possibility of changing the type of service which is provided by Transport Canada is more likely to result from a confirmed need.

In this regard, the development of a Master Plan for the Kingston Airport, presently in progress, will be an important document to be used in justifying the need for improved Aeradio or alternate facilities.

Therefore, in view of the excellent cooperation the City presently maintains with the various branches of Transport Canada, it is recommended that the proposed resolution not be endorsed until such time as the Master Plan has been prepared and distributed to the Aviation Planning Departments of the Federal and Provincial governments.

W. David Stevens, A.M.E.I.C.
Commissioner of Industries
and Airport Administrator

WDS/c

(B) That Council Rise from the Committee of the Whole and the Chairman Report.

REPORT OF THE COMMITTEE OF THE WHOLE

(C) That the Report of the Committee of the Whole be adopted, approved and confirmed.

MOTIONS

NOTICE OF MOTIONS

BYLAWS

(A) That By-Laws 1 and 2 be given their First & Second Readings.

(B) That Rule No. 35 of By-Law No. 1 be suspended for the Purpose of Giving By-Law No. 2 its Third Reading.

(C) That By-Law No. 2 be given its Third Reading.

(1) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act."

FIRST & SECOND READING — Proposed No. 79-199
Clause 8, Report No. 92

(2) A By-Law to Confirm the Proceedings of Council at its meeting held on September 10, 1979.

THREE READINGS — Proposed No. 79-200
City Council Meeting No. 35, 1979

CITY COUNCIL MEETING NO. 35 September 10, 1979

UNFINISHED BUSINESS

COMMITTEE OF THE WHOLE "IN CAMERA"

(A) That Council adjourn to the Alderman's Lounge and resolve itself into the Committee of the Whole NOT OPEN TO THE PUBLIC to discuss:

1) Long Service Awards;
2) Employees - Supervisory Personnel;
3) Land Sale - Industrial Park
4) Certification of Employees Work Activity Project

Note: 1) Copies of Letters from the Chief Administrative Officer with regard to the following:

a) Long Service Awards
b) Employees - Supervisory Personnel
c) Land Sale Industrial Park

were distributed with the Agenda.

2) A report from the Chief Administrative Officer and Director of Personnel with regard to Certification of Employees, Work Activity Project was also distributed to all members of Council.

(B) That Council rise from the Committee of the Whole and the Chairman report.

REPORT OF THE COMMITTEE OF THE WHOLE

(C) That the Report of the Committee of the Whole be adopted, approved, and confirmed

ADJOURNMENT

QUEEN'S UNIVERSITY LIBRARY
DOCUMENTS DEPARTMENT
SEP 26 1979

CITY COUNCIL MEETING NO. 35

The regular meeting of City Council was held on Monday, September 10, 1979, in the Council Chamber, City Hall, at 7:00 p.m. His Worship Mayor Keyes presided.

ROLL CALL

Mayor Keyes, Ald. Bishop, Ald. Clark, Ald. Clements (arrived 7:30 p.m.) Ald. Gerretsen, Ald. Gorham (arrived 7:08 p.m.) Ald. Hawkins, Ald. Knapp, Ald. Lampropoulos, Ald. McArthur, Ald. Miller, Ald. Tarnowecky, Ald. Timmins, Ald. Webb (14)

MOTION

Moved by Ald. Gerretsen,
Seconded by Ald. Timmins,

That, in accordance with Rule No. 39 of By-Law No. 1, 1966, "A By-Law to Regulate Council Procedures", Rule No. 42 be suspended in order to receive the following motion of Ald. Webb and Ald. Clark:

CARRIED UNANIMOUSLY
(Two Thirds Vote Required)

Ald. Gorham arrived at 7:08 p.m.

Moved by Ald. Webb,
Seconded by Ald. Clark,

WHEREAS, we, the Aldermen of the City of Kingston, believe that Mayor Keyes has shown outstanding abilities of leadership and dedication in the performance of his duties contrary to a recent newspaper article;

BE IT RESOLVED that we have complete confidence in his ability to continue to perform as leader of this Council.

CARRIED UNANIMOUSLY

Moved by Ald. Gerretsen,
Seconded by Ald. Gorham

That the Minutes of Meeting Nos. 33 and 34 held on Monday, August 27, 1979 and Tuesday, September 4, 1979, be confirmed.

PETITIONS

COMMUNICATIONS

Council consented to the addition of Communication Nos. 529 to 536.

Filed

(515) From the Ontario Municipal Board acknowledging receipt of the City's capital expenditure forecast for 1979 and notifying that applications for approval, if found to be in order, will be processed during the present year for undertakings not to exceed a total amount to be debentured or financed in subsequent years of $1,978,445.00. The Board states, however, that this does not constitute approval of any item shown in the capital works forecast and applications for consideration by the Board under Section 64 of The Ontario Municipal Board Act must still be made for each undertaking before any action is taken, beyond preparation of plans and specifications, and the calling of tenders.

(File No. 3-2)

COMMUNICATIONS (Cont'd)

Referred to the City of Kingston Planning Board

(516) From Catherine Ross, 8 Maitland Street, Kingston, objecting to Zoning By-Law No. 79-140 which would permit professional offices on the property at 81-83 King Street. Her reasons for objecting are as follo

1) the area is already congested with Yacht Club parking;

2) the proposed private parking to be provided is inadequate if medical offices are located in the building;
3) the proposed location of the parking in front of the building will create an eyesore offensive to the entire neighbourhood.

(File No. 25-2)

Filed

(517) From the Ministry of Intergovernmental Affairs acknowledging the City of Kingston's request that Section 304 of The Municipal Act be amended to increase the annual taxes and levies that municipalities may charge hospitals, mental health facilities, universities, community colleges and correctional institutions and notifying that a study is presently underway to determine whether the Government should support this position.

(File No. 21-3.2)

(518) From the Institute for Research on Public Policy notifying of a conference, entitled, "The Politics and Management of Restraint in Government", to be held at Toronto's Sutton Place Hotel, September 19t and 20th to examine the problems and conflicts of government restraint and discuss methods of resolving them.

(File No. 9-1)

(519) From Mr. & Mrs. William Angus thanking the City for its flower arrangement on the occasion of their 50th wedding anniversary.

(File No. 1-1)

(520) From the family of the late Rien Quatsch thanking the City for its flower arrangement.

(File No. 1-1)

(521) From the Kingston and District Labour Council thanking the City for granting them permission to have a Marquee at Lake Ontario Park, September 3, 1979, and advising that due to unforseen circumstances were unable to hold it, but hope to do so in 1980.

(File No. 3-6)

COMMUNICATIONS (Cont'd)

Filed

(522) Copy of a letter to the Children's Aid Society of Frontenac, 329 Johnson Street, Kingston, from the Ministry of Community and Social Services advising that, in accordance with the provisions of The Child Welfare Act, approval has been given to the Estimate of Expenditures for the Society for the calendar year 1979 in the amount of $1,106,879, with a 1978 surplus of $987., making a total payment of $1,105,892.

The Provincial share of this amount is $884,714, the Municipal share is $186,151 for the City of Kingston and $35,027. for the County of Frontenac.

(File No. 3-4)

Referred to the Chief Administrator Officer

(523) From the Oxford, Brant, Haldimand-Norfolk Disaster Fund Committee, Woodstock, Ontario, requesting financial assistance for four municipalities in southwestern Ontario that suffered severe damage on August 7, 1979 due to a disastrous tornado, and advising that to date, the Fund has garnered $866,000 in cash but $4,000,000. is needed.

(File No. 7-3)

Filed

(524) From the Liquor Licence Board of Ontario advising that application has been made for issuance of a dining lounge licence at the Vaults Restaurant, Queen Street, Kingston, and notifying that when the application has been scheduled for a public hearing, a copy of the Board's letter to the applicant will be sent to the City, setting out the date, time and place of the hearing.

(File No. 12-6)

Referred to the City of Kingston Planning Board

(525) From Greenwood Bros. Limited, 191 Dalton Street, Kingston, objecting to Zoning By-Law No. 79-138 for the following reasons:

1) By-Law No. 79-138 does not appear to permit Greenwood Bros. Ltd. to continue with the current uses of land they own, namely, 191 Dalton Avenue and 133 Dalton Avenue, all existing Commercial use.

2) When the Kingston Builders' Exchange purchased the only high land on the north side of Dalton Avenue, west of the Neilson property, they were granted a zone change to M3.93 which permitted them to build an office building. Subsequently, when this land was purchased from Kingston Builders' Exchange by Greenwood Bros. they were convinced that the City would continue with the precedent set by the permitted use for the Kingston Builders' Exchange as this seemed to be the most logical use for the marsh-filled land.

(File No. 25-2.4-21)

COMMUNICATIONS (Cont'd)

Referred to the City of Kingston Planning Board

(526) From Mr. David D. Monieson objecting to Zoning By-Law No. 79-140 which would permit offices for medical practice at 81-83 King Street East. He feels that there would be enormous parking problems and the unique historical residential area that now exists would be taken away.

(File No. 25-2)

Filed

(527) From the Ontario Municipal Board setting out the following deadline and criteria for charging the capital expenditures applications to the City's quotas:

(i) Applications received by the Board on or before December 31, 1979 or bearing that mailing date, will be charged against your municipality's 1979 quota allocation provided there is sufficient balance remaining to cover such application.

Any such applications charged against the 1979 quota should not be included in the 1980 capital expenditures forecast (Board's Form 43/1980) for which a 1980 quota will be sought.

(ii) The amounts which were included in the 1979 capital works forecast and in the 1979 quota approved by the Board, but were not applied for in 1979, should be transferred to the year in which applications would now be made if the Council still contemplates to undertake such works.

If there is no likelihood of Form 15/1980 - Financial Information - and Form 43/1980 - Five-Year Capital Works Forecasts, being filed early in the new year, a resolution of the Council should be submitted requesting the Board to grant an interim quota for 1980 to accommodate early 1980 applications to be submitted by your municipality.

The Board would consider granting such interim quota to facilitate the processing of your applications provided the financial capacity of the municipality is adequate to permit granting of interim quota required for 1980.

(Note: Copies distributed to all members of Council.)

(File No. 3-2)

COMMUNICATIONS (Cont'd)

Filed

(528) From the Honourable Keith C. Norton, Minister of Community and Social Services acknowledging a copy of letter from theCity of Kingston to the Municipality of Metropolitan Toronto, notifying that Council had endorsed the Final Report of the Provincial-Metropolitan Toronto Task Force on The Elderly Persons Centres Act and notifying that the Ministry will be responding to the Municipality of Metropolitan Toronto and that as recently announced, a 2 million dollar program to assist Home Support Services is now being funded under the Elderly Persons Centres Act and new initiatives in this area of service to the elderly.

(File No. 17-9.8)

Referred to the City of Kingston Planning Board

(529) From Nancy Turkington objecting to Zoning By-Law No. 79-140 which permits professional doctors' offices in the building at 81-83 King Street East. Her reasons for objecting are as follows:

1. the proposed parking is inadequate if medical offices are located in the building;
2. the area is already over-congested with Yacht Club parking;
3. the Wellington Street property owned by Dr. Westenburg offers adequate parking;
4. this commercial venture would ruin the beauty of King Street and MacDonald Park.

(File No. 25-2)

(530) From Mr. C.W. Jones, 5 Emily Street, Kingston, objecting to Zoning By-Law No. 79-140 insofar as it changes the permitted uses of the land on the southeast corner of King Street and Maitland Street to include professional offices. He feels that such commercial use is not compatible with the residential use and character of the neighbourhood and it will create parking and other problems associated with commercial uses. He requests that notice of any hearing before the O.M.B. be sent to him.

(File No. 25-2)

(531) From Mr. M.G. Hickey, 3 Emily Street, Kingston, objecting to Zoning By-Law No. 79-140 for the same reasons as stated in Communication No. 530.

(File No. 25-2)

(532) From Mr. D.A. McNevin, 33 Earl Street, Kingston, objecting to Zoning By-Law No. 79-140 for the same reasons as stated in Communication Nos. 530 and 531.

(File No. 25-2)

COMMUNICATIONS (Cont'd)

Referred to the City of Kingston Planning Board

(533) From Mrs. Hazel V. Maclean, 53 King Street, West, clarifying her letter of August 28, 1979 in which she registered an objection to proposed Zoning By-Law No. 79-140 (Communication No. 508) which would permit professional offices on the property at 81-83 King Street.

(File No. 25-2)

Filed

(534) From the Honourable Frank Drea, Minister of Consumer and Commercial Relations acknowledging notification that Kingston City Council did not endorse the resolution of the Town of Tecumseh requesting the Attorney General to pass the necessary legislation requiring a 48 hour "cooling-off" period during which an individual who has signed an agreement of purchase and sale, would be allowed to cancel the said agreement (Clause 8, Report No. 59). It is pointed out in the letter that:

a) All Real Estate Agents in Ontario are required to be registered under the Real Estate and Business Brokers Act. Under this Act, power is given to revoke the registration of agents or salesmen not carrying on their business with integrity;

b) The resolution of the Town of Tecumseh could pose problems for consumers;

c) If instances of high pressure tactics against Senior Citizens are brought to the City's attention the Ministry should be notified.

(File No. 19-7)

Referred to the Kingston Police Commission

(535) From the Corporation of the Town of Oakville requesting that the City endorse their following resolution:

> *"That the Clerk be instructed to advise the Attorney General of Ontario that this Council considers speeding, noise and frequency of motor vehicle accidents to be a matter of vital concern and that this Council requests amendments to the Highway Traffic Act to provide stiffer penalties for speeding, tail gaiting and racing on residential streets; that other municipalities in Ontario be requested to support this position; and that the Halton Region Police Force be advised of the Council's concern with these matters and that the Council would appreciate the Force's co-operation in enforcing these types of offences with greater regularity and frequency; and that the Force be asked to advise the Council of suggested ways of improving co-operation and utilization of manpower in achieving the Council's goals."*

(File No. 19-7)

COMMUNICATIONS (Cont'd)

Filed

(536) From the Ministry of Intergovernmental Affairs thanking the City for its recent letter notifying of endorsation of the Town of Brampton resolution concerning off-road motorized recreation vehicles and advising that the appropriate role for the Province and the municipalities in regulating use of these vehicles is presently under the joint consideration of this Ministry and the Ministry of Transportation and Communications.

(File No. 19-9)

COMMITTEE OF THE WHOLE

(A) Moved by Ald. Gerretsen,
Seconded by Ald. Hawkins,

That Council resolve itself into the Committee of the Whole to receive delegations and reports, with Mayor Keyes in the Chair.

CARRIED

(B) Moved by Ald. McArthur,
Seconded by Ald. Miller,

That Council Rise from the Committee of the Whole and the Chairman Report.

CARRIED

Mayor Keyes reported that the following delegation was received and Report Nos. 91 and 92 were considered in the Committee of the Whole:

DELEGATION

Mr. John Wright appeared in delegation and offered to carry out, free of charge, minor exterior repairs to property owned by senior citizens which were subject to Orders under the Property Standards By-Law, upon the recommendation of Aldermen.

REPORTS

Ald. Timmins presented Report No. 91 of the City of Kingston Planning Board.

Moved by Ald. Timmins,
Seconded by Ald. Miller,

That Report No. 91 of the City of Kingston Planning Board be received and adopted.

REPORT NO. 91

September 5, 1979.

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

REPORTS

Report No. 91 - City of Kingston Planning Board (Cont'd)

1. That, as recommended by the Development Control Committee, the following plans submitted by Carlos Cosme for an auto repair shop on the south side of Joseph Street, west of Montreal Street:

Sheet P-1 - Site Plan - Scale As Shown - July 31, 1979

Plan #1 - Elevations & Floor Plan - Scale As Shown, June 1979

be approved, subject to the owner entering into a development control agreement which shall include the following conditions:

a) that development shall be in accordance with the above listed plans;

b) that a landscaping plan shall be submitted within three months of the date of approval by Council and implemented within one year of the issuance of the building permit;

c) that all exterior lighting and signs shall be subject to City approval;

d) that a portion of the existing Joseph Street sidewalk not to exceed 30 feet in length shall be reconstructed to form a ramp for vehicular access, with the ramp design to be acceptable to the Commissioner of Works.

e) that all parking areas shall be paved with asphalt or equivalent within one year of the issuance of the building permit.

CARRIED AS AMENDED
(See following motion of amendment)

Moved by Ald. Hawkins,
Seconded by Ald. McArthur,

That Clause 1, Report No. 91 be amended by adding the following as paragraph e):

"e) that all parking areas shall be paved with asphalt or equivalent within one year of the issuance of the building permit."

CARRIED

Respectfully submitted,

Grant Timmins (Chairman)
Ken Keyes
W. Knapp
Lois E. Miller

* * *

REPORTS (Cont'd)

Report No. 92 - Chief Administrative Officer

Moved by Ald. Knapp,
Seconded by Ald. Lampropoulos,

That Report No. 92 of the Chief Administrative Officer be received and considered.

CARRIED

Ald. Clements arrived at 7:30 p.m.

REPORT NO. 92

September 10, 1979.

To the Mayor and Aldermen:

The Chief Administrative Officer reports and recommends as follows:

1. That, as requested by the Kingston O.B.A. Bantam Lions Baseball Team a grant of $300.00 be given to assist in the cost of the hiring of a bus to take the team to Sarnia to the All-Ontario Championship on Saturday, September 15, 1979.

AND FURTHER:

That the following budget transfer be approved:

	INCREASE	DECREASE
Finance Grants	$300.	
Finance Contingencies		$300.

(Note: A copy of the Report of the Chief Administrative Officer is attached hereto as Schedule "A" - 2 Pages.)

CARRIED

2. That, as recommended by the Administrator of Traffic, Streets and Parking, permission be granted to Queen's University Arts and Science Undergraduate Society Orientation Committee to conduct its annual Shinerama campaign on Thursday, September 13th 1979.

AND FURTHER, that notwithstanding the provisions of By-Law No. 10, permission be granted to Queen's University Arts & Science Undergraduate Society Orientation Committee to erect a banner across Union Street on September 12th and 13th, 1979, in connection with the annual Shinerama.

CARRIED AS AMENDED
(See following motion of amendment)

(Note: A copy of the report of the Administrator, Traffic, Streets and Parking is attached as Schedule "B"-1 Page.)

REPORTS (Cont'd)

Report No. 92 - Chief Administrative Officer

2. (Cont'd)

Moved by Ald. Webb,
Seconded by Ald. Timmins,

That Clause 2, Report No. 92, be amended to add the following:

"And further, that notwithstanding the provisions of By-Law No. 10, permission be granted to Queen's University Arts & Science Undergraduate Society Orientation Committee to erect a banner across Union Street on September 12th and 13th, 1979 in connection with the annual Shinerama."

CARRIED

3. WHEREAS at the meeting of City Council held on August 27th 1979, the following "Notice of Motion" was referred to the Chief Administrative Officer:

"Moved by Alderman Webb
Seconded by Alderman Lampropoulos,

That the City of Kingston request a study of market value 1975 by Provincial Assessment Officials to determine the feasibility of implementing equalized assessment in the City of Kingston. It is expected that there will be no financial obligation by the City and the Council can in turn study the results before making any decision to proceed further.".

AND WHEREAS members of the City Administration met with various officials from the Assessment Department of the Province of Ontario to discuss the matter;

THEREFORE as a result of this meeting the attached Report of the Chief Administrative Officer is submitted for the information of Council along with a letter from the Ministry of Revenue concerning the procedure for the requesting and implementation of equalized assessments under Section 86 of The Assessment Act.

(Note: A copy of the report of the Chief Administrative Officer and the letter from the Ministry of Revenue are attached as Schedule C" - 3 Pages.

A copy of the booklet provided by the Ministry related to this matter was distributed with the agenda.)

CARRIED
(See Notice of Motion No. (1)

REPORTS (Cont'd)

Report No. 92 - Chief Administrative Officer

4. That as recommended by the Commissioner of Industries and Airport Administrator, the Tender of North Construction in the amount of $8,776.00 be accepted being the lowest tender received for the installation of a washroom in Hangar No.4, it being noted that incidental to this installation will be added costs for rock excavation at $100.00 per cubic yard and $4.00 per cubic yard (in place) for any new cover soil for tile bed and that these intangible factors could conceivably add 15% to 25% respectively;

AND FURTHER -

That the amount of $8,500.00 allocated in the 1979 Airport Budget Account 4585 for the acquisition of the Hansler building be allocated for this purpose;

AND FURTHER -

That the following budget transfer be approved:

	Increase	Decrease
AIRPORT Contributions from Revenue Fund, Acct. 4585		$8,500.
Building Maintenance, Acct. 4552	$8,500.	

IT BEING NOTED that an amount of $2,000. is available in the Airport Building Maintenance Acct. 4552 for rock excavation as noted above.

(*Note: A copy of a memo from the Chief Administrative Officer is attached hereto as Schedule "D" - 4 Pages.*)

TABLED
(See following motion)

Ald. Clark indicated a possible conflict of interest on Clause 4, Report No. 92.

Moved by Ald. Clements,
Seconded by Ald. Bishop,

That Clause 4, Report No. 92 be TABLED to the next meeting of Council and that a report be requested from the Commissioner of Industries & Airport Administrator on the possibility of using a mobile home or other similar portable structure on this site.

CARRIED
(Ald. Hawkins opposed)

REPORTS (Cont'd)

Report No. 92 - Chief Administrative Officer

5. That as recommended by the Traffic, Streets and Parking Administrator the tender of Bennett Paving & Materials Limited in the amount of $366,527.29 for the Road Reconstruction, Widening and Watermain in Princess Street be accepted being the lowest tender received, subject to the concurrence of the Ministry of Transportation and Communications and subject to the approval of the Public Utilities Commission of the watermain section in the tender;

AND FURTHER -

That upon receipt of the approval of the Ministry of Transportation and Communications and the Public Utilities Commission the Mayor and City Clerk be authorized to sign the necessary contract.

(*Note: A copy of the report of the Traffic, Streets and Parking Administrator is attached hereto as Schedule "E" - 1 Page.*)

CARRIED

6. That as recommended by the Commissioner of Parks and Recreation Mr. L. J. Tremblay Engineering Limited be engaged to resolve the heating deficiency in the Xerox section of the Olympic Site;

AND FURTHER -

That IT BE NOTED that L. J. Tremblay Engineering Limited is going to come forward with a firm proposal to Council for consideration with ways and means of improving the efficiency of the energy conservation at the Site which is extremely high and costly.

(*Note: See attached Schedule "F" - 3 Pages for a copy of the report of the Chief Administrative Officer and the Commissioner of Parks and Recreation.*)

CARRIED

7. That, as recommended by the Administrator of Traffic, Streets and Parking, letters sent to residents of Grey Street for comment or objection, the prohibition of parking on the east side of Grey Street from 8 a.m. on the 1st day of each month to 11 p.m. on the 15th day of each month, and on the west side of Grey Street from 8 a.m. on the 16th day of each month to 11 p.m. on the last day of each month.

(*Note: A copy of the report of the Administrator of Traffic, Streets and Parking is attached hereto as Schedule "G", 1 page)*

CARRIED AS AMENDED
(See following motion of amendment)

REPORTS (Cont'd)

Report No. 92 - Chief Administrative Officer

7. (Cont'd)

Moved by Ald. Miller,
Seconded by Ald. Tarnowecky,

That Clause 7, Report No. 92 be amended by deleting the words "that subject to", deleting the word "being" and substituting therefore the word "be", deleting the words "approval be given to prohibiting parking" and substituting therefore the words "to the prohibition of parking", so that it reads:

> *"That, as recommended by the Administrator of Traffic, Streets and Parking, letters be sent to residents of Grey Street for comment or objection to the prohibition of parking on the east side of Grey Street from 8 a.m. on the 1st day of each month to 11 p.m. on the 15th day of each month, and on the west side of Grey Street from 8 a.m. on the 16th day of each month to 11 p.m. on the last day of each month."*

CARRIED

8. That, as recommended by the Administrator of Traffic, Streets and Parking, a by-law be presented to Council to amend By-Law No. 24 (Traffic) to provide that parking be prohibited on both sides of College Street from 10-11 a.m. and 2-3 p.m., Monday to Friday inclusive, from Franklin Place to the south limit of 541 College Street.

(Note: A copy of the report of the Administrator of Traffic, Streets and Parking is attached hereto as Schedule "H" - 2 Pages.)

TABLED
(See following motion to table)

Moved by Ald. Clark,
Seconded by Ald. Clements,

That Clause 8, Report No. 92 be TABLED until further letters have been sent out to other residents of the block.

CARRIED

REPORTS (Cont'd)

Report No. 92 - Chief Administrative Officer

9. That, as recommended by the Administrator of Traffic, Streets and Parking, the Traffic, Streets and Parking Department Budget be amended as follows:

	INCREASE	DECREASE
Contributions from Revenue Fund		
Other Projects	$24,000	
Finance Contingencies		$12,000.
Ontario Roads Highway subsidy	$12,000.	

and further -

That construction By-Law 79-162 be amended by deleting land acquisition and demolition of 408 Montreal Street at an estimated cost of $24,000 so that Schedule "A" of the amended by-law would read as follows:

Construction of new paving, boulevard and modification of signal light:

Total Cost	$24,000.
City's Share	12,000.
M.T.C. Share	12,000.
Amount to be Debentured	12,000.

and further -

that the proposed amended by-law be advertised immediately, to dispense with the vote of the electors.

(See copy of report of the Administrator of Traffic, Streets and Parking attached hereto as Schedule "I" - 4 Pages).

CARRIED
Ald. Tarnowecky opposed

REPORTS (Cont'd)

Report No. 92 - Chief Administrative Officer

10. WHEREAS the following Notice of Motion was tabled at the meeting of City Council held on September 4th 1979:

"WHEREAS the matter of aircraft safety is of general concern;

AND WHEREAS the existing location of the Aeradio facilities does not allow visual observation of the airport runways by the Aeradio operators;

AND WHEREAS a recent concept study for future installations of Aeradio facilities at airports recommends that Aeradio facilities be installed so as to provide Aeradio operators with complete view of the airfield;

THEREFORE BE IT RESOLVED that the Corporation of the City of Kingston request Transport Canada for improved Aeradio services at the Kingston Airport so that the Aeradio operators will have an unobstructed view of the airfield.".

AND WHEREAS the above Notice of Motion was tabled pending receipt of a report from the Commissioner of Industries and Airport Manager and said report has been received;

THEREFORE IT IS RECOMMENDED THAT THE Notice of Motion be lifted from the table and the attached report of the Commissioner of Industries and Airport Manager and the Chief Administrative Officer be considered.

(See copy of report attached - Schedule "J" - 3 Pages).

TABLED
(See following motions)

Moved by Ald. Timmins,
Seconded by Ald. Lampropoulos,

That the Notice of Motion be lifted from the table and considered.

CARRIED

Moved by Ald. Tarnowecky,
Seconded by Ald. Knapp,

That Clause 10, Report No. 92, be TABLED until the Master Plan now being prepared for the City has been received and presented to Council for consideration.

CARRIED
(Ald. Lampropoulos opposed)

Respectfully submitted,

R.J. Hamilton,
Chief Administrative Officer

* * *

Schedule "A" to Report No. 92
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 7-3

September 6, 1979

MEMORANDUM

TO: Mayor Keyes and Members of Council

FROM: R.J. Hamilton,
C.A.O..

RE: REQUEST FOR GRANT - KINGSTON O.B.A. BANTAM LIONS BASEBALL TEAM

We are forwarding herewith a request for a grant from the Bantam Lions Baseball team. Council will note that the team is in the All Ontario finals in baseball and as such would seem to have realized quite an achievement. The amount being requested of $300.00 represents about one-half of the cost of the bus and it might be in order for the City to consent to provide this funding with the stipulation that it be used for the acquisition of the bus.

We have discussed this matter with Mr. Fluhrer of the Parks and Recreation Department and it may be that his budget could absorb this. However, for the time being, we would suggest this be charged to Contingencies pending Mr. Fluhrer's findings.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

Schedule "A" to Report No. 92
(Page 2)

September 5, 1979

Mayor Keyes and Members of Council,
City Hall,
Kingston, Ontario.

re: Request for Grant
Kingston O.B.A. Bantam Lions Baseball Team

Dear Mayor Keyes and Members of Council:

The Kingston O.B.A. Bantam Lions Baseball Team is in dire need of funds for the hiring of a bus to take them to Sarnia, Ontario for the All-Ontario Championship on Saturday, September 15, 1979.

The cost of this bus is $650.00 (Wagar Coach Lines). Additional costs are five rooms at a cost of $25.00 per night - $125.00.

The team has been given a grant of $150.00 from the Kingscourt Baseball Association, and the parents of the boys have agreed to donate $200.00 plus pay all expenses for accommodation and meals.

I feel there is no better way to help sponsor our future citizens than to have the City assist these fine young people to a successful conclusion to their season and bring a great deal of credit by representing Kingston in the South Western part of our Province.

We therefore request your assistance in the amount of $300.00.

We would also like to thank you for your anticipated co-operation in this matter.

Yours truly,

Floyd "Nipper" Holland
Coach

David Cornwall
President, K.B.A.

Schedule "B" to Report No. 92
(Page 1)

REPORT TO:	Mr. R. J. Hamilton, Chief Administrative Officer.
FROM:	K. G. Linseman, Administrator, Traffic, Streets and Parking Department.
DATE:	September 5th, 1979.
SUBJECT	Queen's University Shinerama Campaign
ORIGIN	Request from Queen's University Arts and Science Undergraduate Society Orientation Committee to conduct its annual Shinerama campaign on Thursday, September 13th, 1979.
ANALYSIS	1. Space used on the sidewalk will be minimal. 2. No serious interruption of pedestrian traffic is anticipated as a result of the campaign.
RECOMMENDATION	That permission be granted to Queen's University Arts and Science Undergraduate Society Orientation Committee to conduct its annual Shinerama campaign on Thursday, September 13th, 1979.

K. G. Linseman

:lk

K. G. Linseman, P.Eng., M.Sc.,
Administrator.

Schedule "C" to Report No. 92
(Page 1)

OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No.1-3

September 6, 1979

MEMORANDUM

TO: Mayor Keyes and Members of Council

FROM: R.J. Hamilton, C.A.O.

RE: NOTICE OF MOTION BY ALDERMAN WEBB AND ALDERMAN LAMPROPOULOS CONCERNING THE REQUEST TO IMPLEMENT PROPERTY TAX EQUALIZED ASSESSMENT UNDER SECTION 86 OF THE ASSESSEMENT ACT

Members of City Administration, including Messrs. Cousens and myself met with various officials from the Assessment Department of the Province of Ontario to discuss the above procedure and the following comments were noted:

(1) The Provincial Ministry is presently going through a process of updating to 1978, values re Property Assessment in the City of Kingston.

(2) It is assumed that approximately one hundred Municipal Governments are undergoing the change to market value assessment at this time which may tend to strain the facilities with the Government in this matter.

(3) It is suggested that any action by the Provincial people concerning the City of Kingston would probably result in the production of the 1980 assessment roll to be used for 1981 tax purposes. This would enable the Provincial people to have enough time to undergo the study as well as to provide for appeals if the City of Kingston Council agree to instituting this new Assessment Roll.

(4) The City of Belleville are presently undertaking a similar study as well as the City of Ottawa are expected to make a change to this new form of Assessment.

(5) It should be noted that the City of Kingston does not have to accept the study or the results if Council so decides at any time.

Finally, we are forwarding herewith booklets provided by the Ministry of Revenue related to this kind of assessment for Councils review as well as a copy of a letter from the Ministry indicating the action of Council in this regard for general background information.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

Schedule "C" to Report No. 92
(Page 2)

Ontario

Office of the Deputy Minister

Ministry
of
Revenue

19th Floor
77 Bloor Street
Toronto, Ontari
M7A 1X8
965-1178

REGIONAL ASSESSMENT OFFICE
RECEIVED
AUG 29 1979
KINGSTON

August 27, 1979

Reeve Clair Benn
R.R. #1
Kaladar, Ontario

Dear Reeve Benn:

I was pleased to meet you at the 1979 Conference of Association of Municipalities of Ontario.

In response to your request for information on the procedure for the requesting and implementation of equalized assessments under Section 86 of The Assessment Act, the steps are as follows:

1) The Township Council passes a resolution requesting the Minister of Revenue to prepare a study of the various classes of property to determine if inequalities exist.

2) The Assessment Division, through its Regional Office, prepares a study showing comparisons between the present assessments and 1975 market value estimates for each class of property.

3) The Assessment Commissioner presents the study to the Township Council.

4) After the presentation, Council will decide either:

   a) to do nothing, and the matter ends; or

   b) to pass a resolution asking the Minister of Revenue to implement equalization under Section 86 of The Assessment Act.

2/

Schedule "C" to Report No. 92
(Page 3)

If alternative (b) is adopted, the additional steps are:

5) The Assessment Division, through its Regional Office, will revise all assessments, using 1975 as a base year. Equality within property classes will be ensured. An impact study will be prepared.

6) The revised assessments along with the impact study will be presented to the Township Council.

7) After this presentation, the Council will decide:

   a) to revert to the existing assessment roll and the matter ends; or

   b) to accept the revised assessments, and that rolls and notices should be printed to reflect the revised assessments.

8) If option (b) above is adopted, the Assessment Division will:

   a) prepare Assessment Notices for each property owner/tenant showing the 1975 market value, the property class, the percentage of value for that class, and the assessed value to be taxed.

   b) prepare an insert to inform the ratepayer of the Council's actions, and the mill rate based on the previous year's spending.

   It will also contain an invitation to the ratepayer to attend an information session when the assessments will be explained.

   c) defend all appeals that may arise because of the equalization under Section 86 of The Assessment Act.

Should you wish any further explanation or clarification on the procedure outlined above, I would advise that you contact:

Mr. Gordon Ogilvie
Regional Assessment Commissioner
Frontenac-Lennox-Addington Regional Office
1055 Princess Street
Kingston, Ontario

Sincerely,

Ron Trbovich

Ron Trbovich
Executive Assistant
to the Deputy Minister

cc: G.J. Ogilvie ✓

Schedule "D" to Report No. 92
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 1-2.1-1

September 6, 1979

MEMORANDUM

TO: Mayor Keyes and Members of Council

FROM: R.J. Hamilton, C.A.O.

RE: AIRPORT - WASHROOM FACILITIES
HANGAR NO. 4

We are forwarding herewith a report from Mr. W.D. Stevens with a recommendation that we accept the tender for the construction of washrooms at a cost of $8,776.00 from North Construction.

We have, in the past few months, attempted to come up with another solution for this which included attempting to buy buildings from the Public Works Canada as well as other approaches, however the estimates submitted by their Engineering and Building firms are far in excess of the budgeted figure of $8,500.

We would therefore recommend that Council accept the tender for the suggested work in order to meet the minimum standards of the Ontario Ministry of Labour Industrial Safety Act.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

TO: R. J. Hamilton, C.A.O.

FROM: W. D. Stevens, Commissioner of Industries
and Airport Administrator

DATE: September 6, 1979

SUBJECT: AIRPORT - Washroom Facilities, Hangar No. 4

ORIGIN: The 1979 Airport Budget included an appropriation for construction of a washroom facility and, alternatively, an amount for the acquisition of the Hansler building. The Hansler building would provide the required washroom, office space for airport staff and additional leasable space to meet Customs and Immigration requirements.

During budget review, Council considered purchase of the Hansler building a more appropriate course of action and approved the amount of $8,500. for this purpose. Accordingly, the $6,000. allocation for the washroom facility was deleted from the budget.

ANALYSIS: Negotiations for purchase of the Hansler building, as recommended by the Transportation Committee, were rejected by Mr. A. Smith, President, Hansler Smith Ltd. The building was dismantled and removed from the airport land in June, 1979.

A requisition dated June 12, 1979, was raised for the construction of a washroom in the north end lean-to of Hangar No. 4. Attached hereto as Schedule "A" is a copy of a memorandum dated August 2, 1979, from the Director of Purchasing with respect to Inquiry No. 79-54 for this project.

EXISTING POLICY: The lowest tender is accepted, unless there is an economic advantage to do otherwise.

FINANCIAL CONSIDERATIONS: The amount of $8,500. intended for purchase of the Hansler building represents approximately 80%-85% of the estimated cost and could be redirected for this project. Based on the intangible factors noted in Schedule "A" attached, and additional $2,000. - $3,000. will be required. It should be noted that there are sufficient funds in the Airport Building Maintenance account to allow completion of the project.

Schedule "D" to Report No. 92
(Page 3)

RECOMMENDATIONS: In view of the urgent need to meet the minimu requirements of the Ontario Ministry of Labou Industrial Safety Act, it is recommended that Inquiry No. 79-54 for the installation of a washroom in Hangar No. 4 be awarded as follows

Alternative A with septic system to North Construction in the amount of $8,776.00, it being noted that incidental to this installati will be added costs for rock excavation at $100. per cubic yard and $4.00 per cubic yard (in place) for any new cover soil for tile bed and that these intangible factors could conceivably add 15% - 25% respectively; and

that the amount of $8,500. allocated in the 1979 Airport Budget, Acct. 4585, for the

purchase of the Hansler building be allocated for this purpose;

and further

that the following budget transfer be approved

	Increase	Decrease
AIRPORT Contributions from Revenue Fund, Acct. 4585		$8,500.00
Building Maintenance, Acct. 4552	$8,500.00.	

Respectfully submitted,

W. David Stevens, A.M.E.I.C.
Commissioner of Industries
and Airport Administrator

WDS/c

Attachment

Schedule "D" to Report No. 92
(Page 4)

SCHEDULE "A"

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE
Director of Purchasing.

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

MEMORANDUM

TO: Mr. W. D. Stevens, Airport Administrator

FROM: Mr. M. J. Ewart, Director of Purchasing

DATE: August 2, 1979

SUBJECT: Inquiry No. 79-54 - Washroom/Hangar No. 4

The undernoted amounts represent the lowest bids received in response to the subject Inquiry, which was circulated to some sixteen local contractors and which enjoyed a fifty per cent response.

*NORTH CONSTRUCTION Alt. B - * $9,176.00 with holding tank*

*Alt. A - * $8,776.00 with septic system*

*(*Incidental to either installation will be the added costs for rock excavation @$100.00 per cubic yard and $4.00 per cubic yard (in place) for any new cover soil for tile bed. These intangible factors could conceivably add 15 - 25% respectively to each of the above amounts.)*

If there are adequate funds available I will proceed to obtain authorization for acceptance pursuant By-Law No. 1.

However, you may wish to present this directly in support of your application for budgetary transfer.

The Company in mention reportedly enjoys a very favourable record of contractual performance.

Bids range from $8,776.00 to $17,778.00 in a profile of eight submissions.

Yours very truly,

MJE/jg

M. J. Ewart, Director of Purchasing.

Schedule "E" to Report No. 92
(Page 1)

REPORT TO: Mr. R. J. Hamilton, Chief Administrative Officer.

FROM: K. G. Linseman, Administrator,
Traffic, Streets and Parking Department.

DATE: September 6th, 1979.

SUBJECT Tender of Contract 79/8W, Road Reconstruction, Widening and Water Main in Princess Street.

ORIGIN Four bona fide tenders were received as follows:

Bennett Paving & Materials Limited	$366,527.29
Glen Lawrence Construction Co. Ltd.	$392,217.58
D. A. Foley Construction Limited	$396,700.00
H. J. MacFarland Construction Co.Ltd.	$441,711.50

The lowest tender from Bennett Paving & Materials Limited is below cost estimate, and Bennett Paving performance in the past has been satisfactory.

EXISTING POLICY The lowest tender is accepted unless there is reason for doing otherwise. The Public Works Department, who prepared the tenders, concurs with the recommendation of the lowest tender.

FINANCIAL CONSIDERATIONS The lowest tender at $366,527.29 is well within the estimates for the scope of work under this contract.

RECOMMENDATION That the tender of Bennett Paving & Materials Limited, in the amount of $366,527.29 for the road reconstruction, widening and watermain in Princess Street, be accepted, being the lowest tender received, subject to the concurrence of the Ministry of Transportation and Communications and subject to the approval of the Public Utilities Commission of the water main section in the tender.

:lk

K. G. Linseman

K. G. Linseman, P.Eng., M.Sc.,
Administrator.

Schedule "F" to Report No. 92
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 3-7

September 6, 1979

MEMORANDUM

TO: Mayor Keyes and Members of Council

FROM: R.J. Hamilton,
C.A.O.

RE: ENERGY CONSERVATION - OLYMPIC SITE

We are forwarding herewith copies of correspondence we have had with Mr. L.J. Tremblay concerning the possible energy conservation at the Olympic Harbout site.

Council will note that Mr. Tremblay is going to submit a firm proposal on an energy conservation program at the Olympic site building. It is our understanding that Mr. Tremblay will review the documents related to the building and will in turn submit an assessment of the cost for Council's consideration at a later date.

We will be reporting back to Council on this matter as soon as we have heard from Mr. Tremblay with a recommendation for possible Council action.

In Mr. Fluhrer's memorandum, he is requesting that we ask Mr. Tremblay to look at the Xerox problem at once and we would therefore recommend that Council authorize us to engage Mr. Tremblay to look at this problem and come up with a solution if possible immediately.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

Schedule "F" to Report No. 92
(Page 2)

SEP 6 1979

DEPARTMENT
OF
PARKS AND RECREATION

MEMORANDUM

TO: R. J. Hamilton, C.A.O.

FROM: Douglas R. Fluhrer, Commissioner.

DATE: September 4, 1979.

RE: ENERGY CONSERVATION

Further to our meeting last Thursday with Mr. Louis Tremblay, I have now talked with Mr. Lee Shipp with regard to the Olympic Site and in particular the isolated problem we are having with the Xerox section of the building and as this relates to the heating due to severe temperatures.

Bearing in mind that this building is costing us well over $1.10 per sq. ft. per annum for energy, which is breaking the back of our intent of offsetting the revenues for this site, I make the following suggestions:

a) That we immediately engage the services of Mr. Tremblay to help us to resolve the Xerox problem and that he be asked to begin this as soon as possible as the cold weather is fast approaching. What we would like from him is, when analyzing the revamping of the existing heating system that Xerox did during the time of their renovations, to determine if this in fact was the cause of the lack of heat and/or what is causing the problem and specific recommendations for resolve.

b) I would further recommend, and as per our discussion with Mr. Tremblay, that he be asked to prepare a cost saving proposal for Council's consideration for the entire Olympic Harbour Site buildings. Our Messrs. Leeman and Preston will provide him with necessary plans, specifications and energy consumption.

I am most confident that there is much room for improvement and hence, savings at the site. However, I am presently more concerned that we resolve the Xerox problem as they are cherished tenants at the site.

Douglas R. Fluhrer,
Commissioner.

DRF/sw

c.c. Norm Jackson
Lee Shipp

Schedule "F" to Report No. 92
(Page 3)

File 3-7

L. J. Tremblay Engineering Limited,
1620 Joyce Street,
Cornwall, Ontario,
K6J 1Y7
(613) 938-9477

SEP 5 1979

September 4, 1979

Mr. Robert Hamilton
Chief Administrative Officer
Corporation City of Kingston
City Hall
Kingston, Ontario
K7L 2Z3

Dear Bob:

Just a note to tell you how pleased I was to see you again last week, and to thank you for the time that you and Doug accorded me.

I am extremely pleased to be given an opportunity to submit a firm proposal on an Energy Conservation Program at the Olympic site building. From the little knowledge that I have of the building and its energy consumption at the moment, I am convinced that you will be pleased by the economics of conducting such a program.

I have written to Doug asking for the documents that I will need in order to prepare the proposal, and I expect to be in a position to submit the proposal to Doug the week following receipt of the documents.

Again Bob it was a pleasure seeing you, and I very much look forward to the possibility of working with you and your staff.

Yours sincerely,

L.J. Tremblay, P. Eng.

LJT/st

SCHEDULE "G" to REPORT NO. 92
Page 1

REPORT TO: Mr. R. J. Hamilton, Chief Administrative Officer.

FROM: K. G. Linseman, Administrator,
Traffic, Streets and Parking Department.

DATE: September 6th, 1979.

SUBJECT Parking Control - Grey Street,
Concession Street to First Avenue

ORIGIN Request from Alderman McArthur to initiate a parking proposal to alleviate parking problems on Grey Street.

ANALYSIS (a) Existing Conditions:

Parking permitted on both sides of the street, no restrictions.

(b) Study:

Observation indicates that cars park for substantial lengths of time during the daytime period.

RECOMMENDATION (a) That parking be prohibited on the east side of Grey Street from 8 a.m. on the 1st day of each month to 11 p.m. on the 15th day of each month, and on the west side of Grey St. from 8 a.m. on the 16th day of each month to 11 p.m. on the last day of each month.

(b) That letters be sent to residents of Grey Street for comment or objection to the proposed parking regulations.

:lk

K. G. Linseman, P.Eng., M.Sc.,
Administrator.

SCHEDULE "H" to REPORT NO. 92
Page 1

REPORT TO: Mr. R. J. Hamilton, Chief Administrative Officer.

FROM: K. G. Linseman, Administrator,
Traffic, Streets and Parking Department.

DATE: September 6th, 1979.

SUBJECT Parking Control - Vicinity of 541 College Street.

ORIGIN Requested by City Council at meeting on June 25th, 1979, when attached report was considered.

ANALYSIS

1. 87 letters were sent to households in two apartment buildings at 541 and 544 College Street requesting comments or objections on a proposal to prohibit parking from 10-11 a.m. and 2-3 p.m. on both sides of the street, from Franklin Place to the south limit of 541 College Street.

2. No written responses were received; however, one verbal approval was received.

RECOMMENDATION That a by-law be presented to Council to amend By-law 24 (Traffic) to provide that parking be prohibited on both sides of College Street from 10-11 a.m. and 2-3 p.m., Monday to Friday inclusive, from Franklin Place to the south limit of 541 College Street.

Linseman

:lk

K. G. Linseman, P.Eng., M.Sc.,
Administrator.

SCHEDULE "H" to REPORT NO. 92

Page 2

REPORT TO: Mr. R. J. Hamilton, Chief Administrative Officer.

FROM: K. G. Linseman, P.Eng., M.Sc., Administrator, Traffic, Streets and Parking Department.

DATE: June 21st, 1979.

SUBJECT Parking Control - Vicinity of 541 College Street

ORIGIN Request from Hartford Arms Apartment Building, 541 College Street, and letter dated June 5th, 1979 (attached).

ANALYSIS a) Existing Parking Regulations

Unlimited parking is permitted on both sides of College Street.

b) Study

Observation and letter indicate that cars park for substantial lengths of time during the daytime period. The requested prohibited parking between 10-11 a.m. and 2-3 p.m. may encourage the all day parkers from nearby commercial establishments to park on the north side of Franklin Place, where all day parking is permitted and no buildings are located.

RECOMMENDATION a) That parking be prohibited on both sides of College Street from Franklin Place to the south limit of 541 College Street, from 10-11 a.m. and 2-3 p.m., Monday to Friday inclusive.

b) That letters be sent to residents of both apartment buildings for comment or objection to the proposed parking regulations.

K. G. Linseman

:lk

K. G. Linseman, P.Eng., M.Sc.,
Administrator.

SCHEDULE "I" TO REPORT NO. 92
Page 1

REPORT TO: Mr. R. J. Hamilton, Chief Administrative Officer.

FROM: K. G. Linseman, Administrator,
Traffic, Streets and Parking Department.

DATE: September 6th, 1979.

SUBJECT Amendment of By-law 79-162 to Authorize the Widening of the Intersection at Montreal St. and Stephen St. (General Rate).

ORIGIN The Ontario Municipal Board has advised that Section 443 of The Municipal Act is not exempted under Section 293(3) of The Municipal Act from the assent of the electors and therefore advertising to dispense with a vote of the electors would be required (letter attached).

ANALYSIS

1) The completion date to purchase 408 Montreal Street at $23,000 was August 17th, 1979, subject to the City obtaining Ontario Municipal Board approval.

2) The requirement of 21 days for adveritsing will cause delay of approximately six to eight weeks before O.M.B. approval is obtained, provided there are no objections from the electorate. This delay is unacceptable to Wallace Howard, the vendor, as well as the City's desire to complete this project this fall and as well as obtaining M.T.C. subsidy this year.

3) In order to avoid delay, the City should immediately complete the purchase of the property and demolish the building, out of current revenue and, in the interim, apply to the O.M.B. and advertise for 21 days for the widening of the intersection and conversion of the fixed time signal light to a semi-actuated operation. The completion of the purchase and demolition of the building would take approximately four to six weeks, at which time the City will, hopefully, obtain O.M.B. approval so that road construction can follow and should substantially be completed, except for the top course of asphalt and traffic signal modification, before winter.

RECOMMENDATION

1) That the Traffic, Streets and Parking Department budget be amended as follows:

	Increase	Decrease
Contributions from Revenue Fund		
Other Projects	$24,000	
Finance Contingencies		$12,000
Ontario Roads Highway Subsidy	$12,000	

SCHEDULE "I" TO REPORT NO. 92
Page 2

RECOMMENDATION (continued)

2) That Construction By-law 79-162 be amended by deleting land acquisition and demolition of 408 Montreal Street, at an estimated cost of $24,000 , so that Schedule "A" of the amended by-law would read as follows:

Construction of new paving, boulevard and modification of signal light:

Total Cost	$24,000
City's Share	$12,000
M.T.C. Share	$12,000
Amount to be Debentured	$12,000

3) That the proposed amended by-law be advertised immediately, to dispense with the vote of the electors.

K. G. Linseman

:lk

K. G. Linseman, P.Eng., M.Sc.,
Administrator.

City of Kingston
RECEIVED
SEP 5 1979
DEPARTMENT OF
THE CITY CLERK

Ontario

Ontario
Municipal
Board

416/965-1908

180 Dundas St. West
Toronto, Ontario
M5G 1E5

Quote File Number
E 791055

August 31, 1979

Mr. M.C. Healy,
City Clerk,
City of Kingston,
City Hall,
KINGSTON, Ontario.
K7L 2Z3

Dear Sir:

Re: By-law 79-162, a By-law to Authorize the Widening of the Intersection of Montreal Street and Stephen Street

This is further to your letter of July 30, 1979.

Please be advised that Section 443 of The Municipal Act is not exempted under Section 293(3) of The Municipal Act from the assent of the electors and therefore advertising to dispense with a vote of the electors would be required.

We are enclosing herewith a draft form of notice together with directions for advertising of same.

Upon expiration of the full twenty-one day period allocated for the filing of objections, would you please submit proof of publication and whether or not objections were filed in the form of an affidavit or statutory declaration.

Yours truly,

J. Lawrie

JL:ht
Encl.

J. Lawrie
Capital Expenditure Section

BY-LAW NO. 79-162

A BY-LAW TO AUTHORIZE THE WIDENING OF THE INTERSECTION OF MONTREAL STREET AND STEPHEN STREET (GENERAL RATE)

PASSED:

WHEREAS it is desirable and in the public interest to construct improvements on Montreal Street and Stephen Stre

THEREFORE the Council of The Corporation of the City Kingston enacts as follows:

1. Pursuant to Section 443 of The Municipal Act, R.S.O. Chapter 284, the construction of various improvements at th intersection of Montreal Street and Stephen Street, as set forth in Schedule "A" hereto, is hereby authorized.

2. The Traffic and Streets Administrator of the Corporati shall forthwith make such plans and specifications and furn such information as may be necessary for the making of a co tract for the execution of the work or for the carrying on executing of the work by day labour.

3. The work shall be carried on and executed under the superintendence and according to the directions and orders the Traffic and Streets Administrator.

4. The Mayor and Clerk are authorized to cause a contract the construction of the work to be made and entered into wi some person or persons, firm or corporation, subject to the approval of this Council to be declared by resolution unless this Council decides by resolution to carry on and execute t work by day labour, in which event the work shall be carried and executed by day labour.

5. The Treasurer may, subject to the approval of the Counc agree with any bank or person for temporary advances of mone

to meet the cost of the work pending the completion of it.

6. The debentures to be issued for the loan to be effected t pay for the cost of the work when completed shall bear interes at such rate as the Council may determine and be made payable within ten years on the instalment plan.

7. The estimated cost of the work is set forth in Schedule "A attached hereto.

8. This by-law shall come into force and take effect on its passing.

GIVEN FIRST AND SECOND READINGS July 23, 1979.

GIVEN THIRD READING AND FINALLY PASSED

CITY CLERK MAYOR

I HEREBY CERTIFY THAT THIS IS A TRUE AND CORRECT COPY OF BY-LAW NO. 79-162, "A BY-LAW TO AUTHORIZE THE WIDENING OF THE INTERSECTION OF MONTREAL STREET AND STEPHEN STREET (GENERAL RATE)" WHICH WAS GIVEN FIRST AND SECOND READINGS AT THE REGULAR MEETING OF CITY COUNCIL HELD ON JULY 23RD, 1979.

**Dated at Kingston, Ontario,
this 30th day of July, 1979.**

**M. C. Healy,
Clerk,
The Corporation of the City
of Kingston.**

SCHEDULE "A"

Construction of improvements to the intersection of Montr
Street and Stephen Street

Land Acquisition (408 Montreal St.)	$23,000.00	
Demolition and construction of new paving and boulevard	$25,000.00	
TOTAL COST	$48,000.00	$ 48,00
CITY'S SHARE		$ 24,00
M.T.C. SUBSIDY		$ 24,00
AMOUNT TO BE DEBENTURED		$ 24,00

Term of Debenture Issue - 10 years

Lifetime of Work - 11 years

Schedule "J" to Report No. 92
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 1-2.1-1

September 7, 1979

MEMORANDUM

To: Mayor Keyes and Members of Council

From: R.J. Hamilton, C.A.O.

Re: Airport - Aeradio Facility - Concept Study

We are forwarding herewith a report from Mr. Stevens setting out the certain factors concerning the Notice of Motion by Alderman Lampropoulis. Council will note that Mr. Stevens has recommended that the said resolution not be endorsed until such time as the Master Plan has been prepared and distributed to the Aviation Planning Departments of the Federal and Provincial governments.

We would therefore recommend that Council accept the position as outlined by Mr. Stevens.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

KINGSTON INDUSTRIAL COMMISSION
CITY HALL, KINGSTON, ONTARIO, CANADA
K7L 2Z3
W. DAVID STEVENS
Commissioner of Industries
(613) 546-4291 and 546-1232

MEMORANDUM

TO: R. J. Hamilton, C.A.O.

FROM: W. D. Stevens, Commissioner of Industries
and Airport Administrator

DATE: September 7, 1979

RE: AIRPORT - Aeradio Facility - Concept Study
- Your File No. 1-2.1-1

This refers to your memo of September 5, 1979, concerning a Notice of Motion presented by Alderman Lampropoulos and Alderman Matthews concerning Aeradio facilities at the Kingston Airport.

First, I would bring attention again to the fact that the Federal Government has enacted The Aeronautics Act, whereby the Minister of Transport is empowered to make regulations which include air navigational procedures and controls for all airports in Canada. This was noted in Mr. Jackson's memorandum dated August 16, 1979, to Alderman Lampropoulos.

I would also point out that as noted in my memo of August 27, 1979, the information provided was in response to a request from Alderman Lampropoulos as suggested wording to be used in a Notice of Motion for presentation to Council to express his concern regarding safety at the airport. It would appear that the suggested wording was satisfactory to Alderman Lampropoulos, and used without alteration.

With regard to the Concept Study referred to, we do not have a copy and are advised that the recommendation was contained in an Internal Policy Document No. CA301 approved by the Director General, resulting from a report of the Implementation Team established to implement the change-over from Aeradio Advisory Service, which operates under the Telecommunications Branch, to the new name of "Flight Service Stations"; all of which operate under CATA (Canadian Air Transport Administration).

. . . . /2

We are advised that it is the Policy that any future installations of FSS, Flight Service Stations, be placed so that the Aeradio operators will have a clear view of the airport. We are advised that there is no mention in the Policy to alter existing Aeradio facilities.

I would also reiterate again that the existing Aeradio Advisory Services at the Kingston Airport come under the Telecommunications Branch and that Control Tower operation is responsible to the Air Traffic Control Branch of Transport Canada, and until a decision is made by the regulatory body to install a Control Tower at the Kingston Airport, it is most important that the cooperation we have with the Telecommunications personnel be maintained. This group are presently providing a service at the Kingston Airport which includes a number of functions outside of their designated responsibilities. This situation was brought to our attention during discussion last year when Telecom proposed removing the Kingston based facilities and providing a service to Kingston through a peripheral system from Ottawa.

Our discussions with Civil Aviation and Telecommunications met with some success, in pointing out that the proposed peripheral or remote operation would not be satisfactory to handle safely the amount of traffic at the Kingston Airport, and so far the service remains here.

While the concern about safety expressed in the Notice of Motion is a worthy consideration, it is quite possible that under the circumstances it would be better to leave the decision of improving the existing Aeradio facilities to the regulatory body. From the many conversations we have had with Transport Canada personnel and the numerous requests for information concerning increased activity at the Kingston Airport, it appears very obvious that the Kingston Airport is being evaluated, and the possibility of changing the type of service which is provided by Transport Canada is more likely to result from a confirmed need.

In this regard, the development of a Master Plan for the Kingston Airport, presently in progress, will be an important document to be used in justifying the need for improved Aeradio or alternate facilities.

Therefore, in view of the excellent cooperation the City presently maintains with the various branches of Transport Canada, it is recommended that the proposed resolution not be endorsed until such time as the Master Plan has been prepared and distributed to the Aviation Planning Departments of the Federal and Provincial governments.

W. David Stevens, A.M.E.I.C.
Commissioner of Industries
and Airport Administrator

WDS/c

REPORT OF THE COMMITTEE OF THE WHOLE

(C) Moved by Ald. Tarnowecky,
Seconded by Ald. Timmins,

That the Report of the Committee of the Whole be adopted; approved and confirmed.

CARRIED

MOTIONS

(1) Moved by Ald. Webb,
Seconded by Ald. Timmins,

That the sympathy of Council be extended to the family of the late Gordon Barr, well known local contractor.

CARRIED

(2) Moved by Ald. Webb,
Seconded by Ald. Clark,

That the congratulations of Council be extended to Ald. Lois Miller on her appointment as News Manager at Queen's University.

CARRIED

NOTICE OF MOTION

(1) Moved by Ald. Knapp,
Seconded by Ald. Hawkins,

WHEREAS periodic property re-assessments penalize and adversely affect the incentive to make improvements to the property; and,

WHEREAS conversely, re-assessment encourages some owners to allow their properties to fall into disrepair; and,

WHEREAS properties, on the average, change hands every 3 to 5 years; and,

WHEREAS fixing the re-assessment date as part of, and condition of sale of the property would essentially mean the property would be reassessed at a frequency possibly greater than is currently the practice; and,

WHEREAS mill rate increases should be the vehicle whereby communities meet their financial requirements;

THEREFORE BE IT RESOLVED that it is requested that the study to consider implementation of equalized assessment in the City of Kingston include a study on the feasibility of all equalized assessments being undertaken as a condition of sale of a property.

REFERRED TO THE CHIEF ADMINISTRATIVE OFFICER

BYLAWS

Council consented to the withdrawal of By-Law 1 since Clause 8, Report No. 92, was tabled.

(A) Moved by Ald. Webb,
Seconded by Ald. Bishop,

That By-Law No. 2 be given its First & Second Reading.

CARRIED

BYLAWS (Cont'd)

(B) Moved by Ald. Clark,
Seconded by Ald. Clements,

That Rule No. 35 of By-Law No. 1 be suspended for the Purpose of Giving By-Law No. 2 its Third Reading.

CARRIED

(C) Moved by Ald. Gerretsen,
Seconded by Ald. Gorham,

That By-Law No. 2 be given its Third Reading.

CARRIED

(1) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act."

FIRST & SECOND READING Proposed No. 79-199
Clause 8, Report No. 92
WITHDRAWN

(2) A By-Law to Confirm the Proceedings of Council at its meeting held on September 10, 1979.

THREE READINGS Proposed No. 79-200
City Council Meeting No. 35, 1979

UNFINISHED BUSINESS

Ald. Miller said she had been disturbed to return from vacation and find in the Council Minutes that a Motion to dissolve the Housing Sub-committee had been presented to Council and that six of the thirteen aldermen present had voted in favour of this motion. She hoped that members of Council who had been present at this meeting would inform her of the discussion which had taken place on this matter. On the matter of leadership in the Council, Ald. Miller said she had preferred working with a teacher rather than a lawyer.

Ald. Webb said that some time ago, the NIP Committee had agreed to purchase the house at the corner of Vine and Ellis Streets, and that this house had subsequently been torn down, to make way for a park. Recently, the Parks Department had spread a layer of sand over this site and it was now very popular with the local children who did not have a nearby park in which to play. Since a local resident was also parking his car on this spot, perhaps illegally, this now presented a danger to the children.

With regard to his earlier motion of confidence in the Mayor's leadership of the Council, Ald. Webb said he had noticed several inaccuracies in the newspaper article in question. For instance, mention had been made the university "types" had been "purged" from Council Committees, and that the Mayor had not queried this. In fact, the Mayor had not taken part in the caucus at which the committees were struck, and therefore had nothing to do with appointments of this nature. He felt that this particular part of the City had done very well as far as committee representation was concerned.

Ald. Webb had noticed that Communication No. 524 dealt with an application for a liquor licence by the Vaults Restaurant. He was disturbed to see this, since when the lease to this restaurant was approved, it had been on the strict understanding that a new type of facility, i.e. a wine bar, would be provided. He did not think that members of Council wished a normal bar to be situated at this location, and wondered if the lease contained any provisions whereby it could be broken for this reason. The owner would now be using the property for a purpose completely different to that which had been agreed by Council when it originally approved the lease. He requested that the City Solicitor be asked to report on this matter, and indicated that he would present a suitable Notice of Motion at the next meeting of Council.

UNFINISHED BUSINESS (Cont'd)

Ald. McArthur said that earlier in the year, Council had agreed to erect a fence around the CPR tracks at Weller Avenue and Division Street, since this open area ha constituted a danger for local children. It was now September and nothing had been done, which he found surprising, as he had expected this work to be carried out during the summer months while the children were on vacation.

Ald. McArthur also said he had been disturbed to see advertisements for a local hotel in the newspaper, with regard to certain shows which would be taking place there. He did not feel that shows of this type were desirable and hoped that something could be done by the Police Department to clean this up. A clean-up had been undertaken in Toronto with some success and he did not see why this could not be done here. If the Kingston Police Department could not handle this, then help coul be obtained from Toronto.

Ald. Lampropoulos said that at the last Council meeting, certain remarks had been made concerning the lack of police protection during the recent Half-Marathon race. He wished to place on record the fact that both the local police and the O.P.P. had been extremely co-operative and had provided adequate protection. He felt that congratulations should be given to both police forces for their excellent performanc in this regard.

Ald. Clements apologized for arriving late at the meeting. He recalled that he had discussed with aldermen from other municipalities the disillusion which set in after some months on Council. There was a great deal of misunderstanding prevalent in the community about local government and how it worked. He noted that the recent newspaper article had mentioned that the Committee of the Whole system had been designed in part to free the Mayor's time and wished to point out, as a member of the Committ which had originally recommended this system, that such had never been the intention In a recent speech, the President of the United States had drawn attention to the responsibilities of a free press. Ald. Clements said he believed that a newspaper - especially in a one-newspaper area - had a great responsibility to present all the facts in full to its readers. He had often mentioned to reporters that relatively minor items, such as the approval of a new sidewalk, etc., should be covered by the press, so that citizens were aware of what business Council conducted. Many people had no idea of what their Aldermen did, and this was an important matter. He wished to say that he had worked with Mayor Keyes since 1974, and had very much enjoyed that experience. In his opinion, Mayor Keyes was one heck of a leader.

Ald. Tarnowecky said that he was also concerned about the issue which had arisen over the newspaper article, and agreed with many of the comments made by other aldermen. Perhaps a way to make sure that facts were reported correctly would be to hold regular press conferences, at which prepared statements by the Chief Administrative Officer would be made available, and these would be the only comments made to the press, through the C.A.O., so that one person would act as a liaison between the Mayor and Council and the press. The C.A.O. would then act as the spokesman for all City administrators, and Aldermen who wished to make a statement could attend the press conference. While he realised that this destroyed the idea of spontaneity, at least the facts would be presented correctly. Ald. Tarnowecky said he felt that the disharmony which now existed between the press and Council was far worse than any alleged disharmony between "town and gown" or "north and south".

Ald. Timmins said that he did not feel this issue could be discussed in general terms. There was a difference between a reporter who attended meetings regularly, and whose report appeared under a by-line, and someone who wrote an anonymous editorial. To be fair to the individual who regularly wrote reports on Council meetings, he did not feel that if verbatim coverage had been given of every discussion, that many members of Council would be returned to office. The reporters had given members of Council many breaks in the past, as well as many criticisms, but all politicians were fair game for criticism from the press. This was only to be expected. Ald. Timmins noted that he had served as an alderman under three Mayors and he had had differences of opinion with all three from time to time. However, he had remained friends with all of them.

UNFINISHED BUSINESS (Cont'd)

Ald. Knapp said he concurred with most of the comments made by other aldermen on this matter. In recent weeks, the time spent by members of Council discussing the Whig-Standard had risen dramatically. He recognized the role of the press as the watchdogs of a free society, but was concerned at Ald. Tarnowecky's suggestion of creating a liaison between the City Council and the press. Although he could see some logic in this suggestion, he felt it would be preferable for each member of Council, in their discussions with media representatives, to impress upon them the responsibility the press carries in society. The recent sensationalism adopted by the Whig-Standard was particularly disturbing since it was the sole newspaper in this community.

Ald. Gerretsen said that the biggest safeguard for Council nowadays was that the Council meetings were televised, and all citizens could watch for themselves what was happening at Council. However, many people were not aware of the importance of what occurred in Council meetings, and found them difficult to follow. Perhaps some method could be found of keeping the public better informed in this regard. In the past, a commentator had been used for the TV broadcast, to explain to the viewers what was happening. Perhaps some kind of summary could be provided and would be educational for the citizens.

Mayor Keyes offered to take up this suggestion with the Cable TV company, in an effort to provide a better explanation of Council procedures for viewers.

Mayor Keyes also asked members of Council to submit to himself or to the Chief Administrative Officer any suggestions they might have with regard to the frequency of Council meetings, since it was hoped that the new By-Law 1 could be given Third Reading at the next meeting of Council.

COMMITTEE OF THE WHOLE "IN CAMERA"

(A) Moved by Ald. Hawkins,
Seconded by Ald. Knapp,

That Council adjourn to the Alderman's Lounge and resolve itself into the Committee of the Whole NOT OPEN TO THE PUBLIC to discuss:

1. Long Service Awards
2. Employees - Supervisory Personnel
3. Land Sale - Industrial Park
4. Certification of Employees Work Activity Project

Note: 1) Copies of Letters from the Chief Administrative Officer with regard to the following:

a) Long Service Awards
b) Employees - Supervisory Personnel
c) Land Sale - Industrial Park

were distributed with the Agenda.

2) A report from the Chief Administrative Officer and Director of Personnel with regard to Certification of Employees, Work Activity Project was also distributed to all members of Council

CARRIED

Mayor Keyes reported that the following matters were considered in the Committee of the Whole and the following motions passed:

COMMITTEE OF THE WHOLE "IN CAMERA" (Cont'd)

1. Long Service Awards

Moved by Ald. Hawkins,
Seconded by Ald. Gerretsen,

That the City of Kingston shall recognize the long service of employees as follows:

a) that long service awards shall be made to all full-time employees of the City of Kingston who have completed 25 years of continuous employment with the City, except for the uniformed personnel of the Police and Fire Departments;

b) that recognition of long service shall be marked by the presentation of a suitable gift (such as a watch, clock, ring, bracelet or pin) of the employee's choice, to a maximum value of $100.00;

c) that presentation of long service awards shall be made annually by Council; and,

d) that a report shall be submitted by the Director of Personnel on the establishment of the long service award program and the establishment of a Quarter-Century Club, along the above guidelines.

CARRIED AS AMENDED
(See following motion of amendment)

2. Moved by Ald. Gorham,
Seconded by Ald. Gerretsen,

That the motion of Ald. Hawkins and Ald. Gerretsen be amended to reduce the maximum value of the gift from $150.00 to $100.00.

CARRIED

3. Moved by Ald. Hawkins,
Seconded by Ald. Gerretsen,

That the City of Kingston shall recognize the retirement of employees after long service as follows:

a) that recognition shall be given to all full-time employees of the City of Kingston who retire after having completed a minimum of 25 years' service with the City of Kingston, except for the uniformed personnel of the Police and Fire Departments;

b) that recognition of such retirement shall be marked by the presentation of a suitable gift of the employee's choice to a maximum value of $150.00;

c) that presentation of retirement awards shall be made annually by Council; and,

d) that a report shall be submitted by the Director of Personnel on the establishment of the retirement recognition program along the above guidelines.

CARRIED

COMMITTEE OF THE WHOLE "IN CAMERA" (Cont'd)

4. Moved by Ald. Webb,
Seconded by Ald. Gorham,

That the recommendation of the Chief Administrative Officer with regard to the sale of a portion of land in the Industrial Park be TABLED; that the Mayor and the Chief Administrative Officer be requested to prepare a report on the matter of the hiring of an Industrial Planner; and that the Chief Administrative Officer be requested to seek an extension of the offer to purchase until this matter has been clarified.

CARRIED

5. Moved by Ald. Tarnowecky,
Seconded by Ald. Clements,

That the Work Activity Project be terminated forthwith.

TABLED
(See following motion to table)

6. Moved by Ald. Hawkins,
Seconded by Ald. McArthur,

That the motion of Ald. Tarnowecky and Ald. Clements be tabled.

CARRIED

7. Moved by Ald. Lampropoulos,
Seconded by Ald. Miller,

That a special sub-committee of Council be struck to review the Evaluation Report on the Stella Buck Work Activity Project, such sub-committee to consist of Ald. Tarnowecky, Ald. Knapp, Ald. Gerretsen, Ald. Miller, the Chief Administrative Officer, and the Administrator of Social Services, and to report back to Council by November 1, 1979.

CARRIED

8. Moved by Ald. Tarnowecky,
Seconded by Ald. Hawkins,

That, in accordance with Rule 16 of By-Law No. 1, permission be given to continue the City Council Meeting until completion of the Agenda.

LOST 8:6
(Two Thirds Majority Required)

Moved by Ald. Miller,
Seconded by Ald. Lampropoulos,

That the Ontario Labour Relations Board be notified that the City of Kingston voluntarily recognizes the Canadian Union of Public Employees as a bargaining agent for all employees at the Stella Buck Work Activity Project, save and except the Project Director and those above the rank of Project Director, on the understanding that a support contract will be negotiated as an extension of the agreement with C.U.P.E. Local 141.

CARRIED
(Ald. Clark, Ald. Timmins, Ald. Tarnowecky and Ald. Bishop opposed)

COMMITTEE OF THE WHOLE "IN CAMERA"

3. Supervisory Personnel

Moved by Ald. Tarnowecky,
Seconded by Ald. Gerretsen

That the Chief Administrative Officer be requested to arrange a special meeting of Council at which a representative of Stevenson & Kellogg, Management Consultants, will be present to discuss the matter of supervisory personnel "in camera".

CARRIED

REPORT OF THE COMMITTEE OF THE WHOLE

(C) Moved by Ald. Miller,
Seconded by Ald. Tarnowecky,

That the Report of the Committee of the Whole be adopted, approved, and confirmed.

CARRIED

ADJOURNMENT

Moved by Ald. Clark,
Seconded by Ald. Clements,

That Council do now adjourn.

CARRIED

Council adjourned at 11:00 p.m.

(L.S.)

(Signed) *Marion Houghton*
Acting City Clerk, *Pro Tempore*

(Signed) *Ken Keyes*
Mayor

CITY COUNCIL MEETING NO. 36

The regular meeting of City Council will be held on Monday, September 17, 1979, in the Council Chamber, City Hall, at 8:00 p.m.

QUEEN'S UNIVERSITY LIBRARY
DOCUMENTS DEPARTMENT
SEP 25 1979

ROLL CALL

MINUTES

PETITIONS

COMMUNICATIONS

Which Has Been Referred to the Chief Administrative Officer

(537) From the Association of Municipalities of Ontario, enclosing copies of "Report on Municipal Conflict of Interest" and "Response to the White Paper on The Planning Act", as approved at the A.M.O. Convention, August 1979, for study and comment.

(File No. 1-5)

Which Has Been Referred to the City of Kingston Planning Board

(538) From the City Solicitor, commenting on the recent Decision of the Ontario Municipal Board, with respect to Official Plan Amendment No. 97 and By-Law 9343 (Homestead Land Holdings Ltd., Ontario Street) wherein the combined application was dismissed.

(Note: a copy of the Decision of the Ontario Municipal Board and the comments of the City Solicitor were distributed to all members of Council).

(File No. 16-2)

To be Filed

(539) From the Frontenac County Board of Education, acknowledging notification by the City that Mayor Keyes, Ald. Gerretsen and Mr. B.G. Cousens have been appointed to an ad hoc committee with representatives of the Board of Education and the County Council to study assessment equalization factors.

(File No. 1-3)

To be Referred to the Chief Administrative Officer and the City of Kingston Planning Board

(540) From the Hon. Claude Bennett, Minister of Housing, notifying that because a great deal of response has been received on the proposed revisions to The Planning Act, the draft legislation will not be available until mid November 1979 and the deadline for submissions thereon has been extended to March 31, 1980.

(File No. 17-4)

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COMMUNICATIONS (Cont'd)

To be Filed

(541) From the Corporation of the City of Windsor notifying that the resolution of the City of Kingston requesting an amendment to Section 304 of The Municipal Act, RSO 1970, Chapter 284, to increase the annual tax of health units, universities, community colleges and correctional institutions was endorsed.

(File No. 19-7)

(542) From Mr. & Mrs. Briden Clark thanking the City for its flower arrangement on the occasion of their 50th Wedding Anniversary.

(File No. 1-1)

(543) From Mr. & Mrs. Clifford Curtis thanking the City for its flower arrangement on the occasion of their 50th Wedding Anniversary.

(File No. 1-1)

(544) From the Kingston & District Folk Arts Council thanking the City for granting permission to use Memorial Hall, free of charge, on August 31, 1979 when the Salzburg Orchestra from Austria performed their final show.

(File No. 3-6)

Which Was Referred to the City of Kingston Planning Board and City Solicitor

(545) From Charles A. Smith, Smith Building Systems & Supply Ltd. notifying that he had received confirmation from the Chief Building Inspector that his building contractor's business would be a permitted use under Industrial M zone of proposed By-Law No. 79-138, "A By-Law to Re-zone Lands North of Counter Street and West of Division Street to Industrial M, M.94, M.96 and Flood Plain FP" and requesting that the City Solicitor submit his opinion. If, in the opinion of the City Solicitor, his business would not be a conforming use, he requested that his letter be accepted as notice of objection to the proposed By-Law.

Note: a copy of the letter from Mr. Smith was distributed to all members of Council with the Agenda. The City of Kingston Planning Board treated Mr. Smith's letter as an objection. (See Clause 6, Report No. 93 and Communication No. 546.)

Which Has Been Referred to the City of Kingston Planning Board

(546) Letter from the City Solicitor to the Acting City Clerk submitting his opinion with regard to the conformity of Smith Building Systems & Supplies Ltd. to proposed By-Law No. 79-138. The City Solicitor is of the opinion, to avoid any confusion which could arise in the future, that the By-Law be clarified by recognizing specifically a building contractor's use.

(Note: a copy of the letter from the City Solicitor was distributed to all members of Council with the Agenda.)

COMMUNICATIONS (Cont'd)

To be Filed

(547) Copy of a letter to Mrs. L. Paul, 46 Princess Street, from the Liquor Licence Board of Ontario acknowledging receipt of an application for Temporary Club - Lounge Licence for September 15, 1979 for the Frontenac County Police Club, 388 King Street, East, Kingston.

(File No. 12-6)

(548) Copy of a letter to Mr. Terrence Wilfred Leonard, 540 Bath Road, Kingston, from the Liquor Licence Board of Ontario advising of a public meeting of the Liquor Licence Board of Ontario to be held on Wednesday, October 10, 1979 at 10:00 a.m. at the Royal Canadian Legion, 261 Ontario Street, Kingston, at which time Mr. Leonard's application for a Dining Room Licence and Patio (Dining Room) Licence at Leonard's Junction Restaurant, 540 Bath Road, Kingston, will be considered.

(File No. 12-6)

(549) Copy of a letter to Mr. K.J. Murphy, Commodore Motor Hotel, 840 Princess Street, Kingston, from the Liquor Licence Board of Ontario acknowledging receipt of an application for Basement Alterations to the Commodore Motor Hotel.

(File No. 12-6)

COMMITTEE OF THE WHOLE

(A) That Council resolve itself into the Committee of the Whole to receive delegations and reports, with Mayor Keyes in the Chair.

REPORTS

That Report No. 93 of the City of Kingston Planning Board be received and adopted.

That Report No. 94 of the Chief Administrative Officer be received and considered.

REPORT NO. 93

September 12, 1979.

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS Homestead Land Holdings Limited has applied for a zone change on a 9.6 acre parcel of land at the south east corner of Bath Road and Portsmouth Avenue, commonly known as "Block S, Calvin Park", from Zone B1 to Zone B3; and

WHEREAS the policy stated in the Official Plan prohibits traffic from a high density area moving through a low density area; and

WHEREAS Bath Road is Kingston's busiest highway, carrying 26,000 vehicles per day, (twice the traffic volume on Highway 401 at Division Street); and

WHEREAS it is technically undesirable to have full access to Portsmouth Avenue from this site due to the close proximity of the busy Portsmouth Avenue - Bath Road intersection; and

WHEREAS single family residents of the area are of the opinion that the existing Official Plan designation was achieved without adequate public consultation;

THEREFORE BE IT RESOLVED that the Zone Change application (1979-Z-191) made by Homestead Land Holdings Ltd., with respect to property at Bath Road and Portsmouth Avenue, be denied.

2. WHEREAS Queen's University has applied to amend the zoning for a 0.13 ha parcel of land located on the south side of Queen's Crescent east of Albert Street (96 Queen's Crescent) in order to permit the establishment of a day care centre; and

WHEREAS the proposed use complements the existing predominantly institutional use in this area;

THEREFORE BE IT RESOLVED that By-Law No. 8499 be amended as follows:

a) By amending Zoning Map No. 30 so as to rezone the approximately 0.13 ha parcel of land located on the south side of Queen's Crescent, east of Albert Street, as shown on a copy of Zoning Map No. 30 which is attached hereto as Schedule 'A' from E (Special Education and Medical Uses) to Zone E.167 (Special Education and Medical Uses);

b) By adding as Section 167 the following:

"167. On the approximately 0.13 ha parcel of land located on the south side of Queen's Crescent, east of Albert St., and designated E.167 on a copy of Zoning Map No. 30 attached to and forming part of By-Law No. as Schedule "A", the permitted uses shall also include a day care centre."

3. WHEREAS the Council of the Corporation of the City of Kingston adopted a new consolidated Official Plan on April 24, 1979; and

WHEREAS the Ministry of Housing has reviewed this plan and in a letter dated August 23, 1979 has recommended nine modifications which could be incorporated into the document at the time of approval by the Minister; and

WHEREAS Planning Board has examined these suggested modifications and agrees that they should be included;

THEREFORE BE IT RESOLVED that:

a) nine modifications to the City's Official Plan as suggested by the Ministry of Housing in a letter to the City Clerk dated August 23, 1979, and as outlined on Schedule 'A' attached hereto, be endorsed;

b) By-Law No. 79-67 be repealed and that a by-law be passed to include the changes suggested by the Ministry of Housing as outlined in Schedule 'B' attached hereto.

c) the Ministry of Housing be advised that the "Hazard Lands" control section in Schedule 'F' of the Official Plan be reinstated for the reasons outlined in the abovementioned letter from the Ministry of Housing.

4. WHEREAS by By-Law No. 79-140, a By-Law to amend the zoning for the site located at the south east corner of King and Maitland Streets in order to permit medical offices and to rezone 47 Wellington Street so as to increase the number of permitted dwelling units from fourteen to seventeen and to delete medical offices as a permitted use, was passed on July 23, 1979; and

WHEREAS notification of the amending By-Law No. 79-140 has been sent to the affected property owners; and

WHEREAS letters of objection have been received; and

WHEREAS these letters of objection have been considered by Planning Board;

THEREFORE BE IT RESOLVED that By-Law No. 79-140, passed on July 23, 1979, be reaffirmed.

(Mr. Marans opposed)

(Note: The following clause should be considered in conjunction with Clause14, Report No. 94)

5. WHEREAS City Council at their meeting held on April 10th, 1978 approved Clause 21 of Report No. 37 of the Planning Board, which authorized the City to re-apply to the Ontario Municipal Board for approval of a residential zoning as originally contained in Zoning By-Law No. 8499 for seven different properties in Kingston; and

WHEREAS It has been found that, through an oversight, no application has been made to the Ontario Municipal Board to date;

5. (Cont'd)

WHEREAS the City Solicitor recommends that, prior to the application being made to the Ontario Municipal Board as directed by the 1978 Council, the 1979 Council be afforded an opportunity to reaffirm the direction to apply to the Board;

THEREFORE BE IT RESOLVED that Clause 21, Report No. 37, 1978, which reads as follows, be reaffirmed:

"21. WHEREAS the Ontario Municipal Board decision dated August 8, 1977, with respect to Zoning By-Law No. 8499 was referred by Council to Planning Board for consideration and recommendation; and

WHEREAS Planning Board has conducted a review of the various matters raised in this decision and, as a result, has recommended that By-Law No. 8499 be amended in a number of instances; and

WHEREAS, in particular, Planning Board has recommended certain revisions to the General Provisions affecting the Restoration of Damaged Buildings, Section 5.24(a) and the Minimum Lot Area Requirements within the A (One and Two Family) Residential Zone (Section 6.3(k)); and

WHEREAS in view of these general amendments, Planning Board is of the opinion that the zoning for certain specific properties, which were referred back to the City for reconsideration, should not be amended;

THEREFORE BE IT RESOLVED that the City re-apply to the Ontario Municipal Board for approval of the A (One and Two Family) Residential Zoning as originally contained in By-Law No. 8499 with respect to the following properties:

a) William Eston properties at 257-259 Queen Street;

b) Cochrane Grocery property - northwest corner of Bay and Bagot Streets;

c) No. 424 Bagot Street (T.E. Norman);

d) E.J. Blaney property at the south-west corner of Montreal Street and Raglan Road;

e) Nos. 61-63 John Street (Pat's Grocery);

f) No. 330 Division Street (Mr. Ragusa);

g) Property of Mrs. Dorothy Geiger on the south side of Maitland Street."

(Note: This clause was Referred Back to the Board by Council at its meeting on August 27, 1979. As requested by Council, the new owner of 330 Division Street has been indicated).

(Mayor Keyes, Mrs. Clarke opposed)

6. WHEREAS By-Law No. 79-138, a By-Law to rezone lands north of Counter Street and west of Division Street to industrial M, M.94, M.96 and Flood Plain FP, was passed on July 23, 1979; and

WHEREAS notification of the amending By-Law No. 79-138 has been sent to the affected property owners; and

6. (Cont'd)

WHEREAS letters of objection to this By-Law have been received and considered by Planning Board;

THEREFORE BE IT RESOLVED that By-Law No. 79-138 (Planning Board Report No. 73, Clause 1) be reaffirmed.

(Mayor Keyes opposed)

7. WHEREAS proposed Amendment No. 14 to the Official Plan for the Township of Kingston Planning Area has been forwarded to the City of Kingston for comment, by the Minister of Housing; and

WHEREAS the Proposed Amendment and suggested modifications thereto made by the Minister of Housing have been studied by the City of Kingston Planning Board;

THEREFORE BE IT RESOLVED that the Minister of Housing be notified as follows:

a) that the City of Kingston has no objection to Proposed Amendment No. 14 of the Official Plan of the Township of Kingston, provided that the following suggested modification is included:

"Section 5(1) (1), Details of the Amendment page 3, is hereby modified by the addition of the following sentences at the end of the third paragraph of the General section of the Transportation Policy:

In addition, prior to construction of said arterial, the developer and the Township of Kingston will enter into an Agreement with the City of Kingston regarding the financial, and land requirements of the arterial road. This agreement will be mutually satisfactory to all parties involved".

b) that the location of the proposed road running along the west side of the Little Cataraqui Creek be clarified and that no approval be given until such time as consultation between the Township of Kingston and the City of Kingston has taken place;

c) that the City of Kingston expresses concern about the environmental impact of the said road running along the west side of the Little Cataraqui Creek, and requests that consultation be undertaken with the Township of Kingston in this regard.

(Ald. Clements, Ald. Knapp opposed)

8. WHEREAS Homestead Land Holdings Ltd. has requested that the Minister of Housing give condominium approval to a 50 unit apartment building located on the east side of Mowat Avenue adjacent to Lake Ontario (1 Mowat Avenue); and

WHEREAS the Minister has circulated this request to the City for comment; and

WHEREAS the conversion of this existing building to condominium ownership complies with the provisions of the City's Official Plan and Housing Policy Statement;

THEREFORE BE IT RESOLVED that condominium application 10CDM 79-004 (Homestead Land Holdings Ltd.) be recommended to the Minister of Housing for approval subject to the condition that the improvements recommended by Mr. N.D. Garbutt, M.Sc., P. Eng., in his report on the building quality of 1 Mowat Avenue, dated August 20th, 1979, a copy of which is attached hereto as Schedule 'C', be completed in a manner and form satisfactory to the Chief Building Official.

9. That the Annual Housing Review for 1980, which is attached hereto as Schedule 'D', be endorsed and forwarded to the Minister of Housing.

Respectfully submitted,

CHAIRMAN

REPORT NO. 94

September 17th, 1979.

To the Mayor and Aldermen:

The Chief Administrative Officer reports and recommends as follows:

1. That, as recommended by the City Treasurer, List of Accounts No. 4, dated August, 1979, in the amount of $3,224,329.67, be approved, it being noted that the expenditures were incurred under proper authorization.

   (NOTE: A copy of the List of Accounts was distributed to each member of Council on September 7th 1979.)

2. That, as recommended by the City Treasurer, and pursuant to Section 636(a) of The Municipal Act, R.S.O. 1970, Chap. 284, as amended, the applications of persons and firms listed in the attached Schedule 'A' in the amount of $52,519.71, for cancellation, reduction or refund of taxes levied for 1979 be approved.

   (Note: A copy of the report of the City Treasurer is also attached as Schedule 'A' - 5 Pages)

3. That, as recommended by the City Solicitor and the Commissioner of Parks and Recreation, the following leases be entered into with respect to City-owned property at 370 King Street West:

   a) With Native Community Services, a space of approximately 335 square feet, at a yearly rental of $335.00 ($1.00 per sq. ft.) for a term of five years, it being noted that the annual rental rate shall be adjusted in accordance with an increase in the cost of utility services;

   b) With Kingston Lapidary and Mineral Club, an amendment to the Lease dated 1978, to clarify that the leased space shall be 480 sq. ft., and not 840 sq. ft., at an annual rental of $422.00 ($0.75 per sq. ft.), it being noted that the annual rental rate shall be adjusted in accordance with an increase in the cost of utility service;

   c) With Kingston Oldtimers Amateur Radio Association, an amendment to the existent lease, to increase the leased space from 287 sq. ft. to 392 sq. ft., at an annual rental of $462.93 ($0.75 per sq. ft. for the first 287 sq. ft. and $1.00 per sq. ft. for the remaining 105 sq. ft.) it being noted that the annual rental rate shall be adjusted in accordance with an increase in the cost of utility service);

3. (Cont'd)

and further, that the Mayor and City Clerk be authorized to execute said Leases.

(*Note: Report of the Chief Administrative Officer, Parks & Recreation Commissioner, and City Solicitor are attached as Schedule 'B' - 3 pages*)

4. WHEREAS the City of Kingston is a party to a lease agreement with the Federal government (Transport Canada) for Confederation Basin, which lease expired on May 31, 1979; and

WHEREAS Transport Canada has submitted new terms and conditions for renewal of the said lease, which are as follows:

a) 15% of all gross revenue derived by the City of Kingston from its operations under the Lease shall be paid to Transport Canada OR $100.00 per annum, whichever is the greater;

and that all other terms shall remain unchanged; and

WHEREAS it is understood that this condition will increase the amount payable to Transport Canada from $100.00 per year to an amount estimated at up to $2,000.00 in 1979, based on an increase in gross revenue, it being noted that this condition is also now contained in the City's lease for the Olympic Harbour site;

THEREFORE BE IT RESOLVED that the Lease between the City of Kingston and the Federal government (Dept. of Transport Canada) with respect to Confederation Basin be renewed for a period commencing June 1st 1979 to June 1st 1984 on the terms and conditions aforementioned;

AND BE IT FURTHER RESOLVED that the Mayor and City Clerk be authorized to execute the said Lease.

(*Note: The Report of the Chief Administrative Officer is attached hereto as Schedule 'C' - 4 pages*)

5. WHEREAS an old stone sewer runs across the block bounded by Princess, Frontenac, Mack and Albert Streets, through private property without an easement; and

WHEREAS maintenance has proved to be very difficult and it is deemed advisable that the City of Kingston acquire easements across five properties; and

WHEREAS, in order to effect savings, it is desirable that the route of this sewer be maintained in future, at an estimated saving of $60,000, rather than construct a route following existing streets;

THEREFORE BE IT RESOLVED that an Easement Agreement be entered into with Helen Simard, the owner of property at 446 Frontenac Street, it being noted that the cost of such easement is $195.00 plus survey costs, and further noted that such Easement Agreement is the second of five such agreements to be signed;

5. (Cont'd)

AND BE IT FURTHER RESOLVED that the Mayor and City Clerk be authorized to execute said Agreement.

(Note: Report of the Commissioner of Public Works is attached as Schedule 'D' - 4 pages)

6. That, as recommended by the Commissioner of Industries and the Director of Purchasing, Tender No. 79-36 for the Partial Reconstruction of Hangar No. 4 Floor be awarded to J.R. Storey Construction Company Ltd. in the amount of $17,656.50, being the lowest tender received; and

That an amount equalling 5% of the tender price, $882.83, for engineering supervision and inspection of this work, be authorized, it being noted that a sum of $16,000.00 is included in the Airport Grounds Maintenance Account No. 4529 of the 1979 approved Budget, and further,

That the following budget transfer be approved in order to meet the additional costs:

	Increase	Decrease
Airport		
Road and Runway Maintenance, Acct. 4537		$ 2,600.
Maintenance of Grounds, Acct. No. 4529	$ 2,600.	

(Note: Report of the Commissioner of Industries & Airport Administrator, and summary of tender, are attached as Schedule 'E' - 6 pages)

6. That, as recommended by the Commissioner of Works and the Director of Purchasing, that the quotation of Bennett Paving and Materials Ltd. (Inquiry No. 79-65) to supply 600 tons of P.A.P. cold mix asphalt for winter road repairs at a price of $18.75 per ton delivered to the City Yard, and being the only quotation received, be accepted.

(Note: Report of the Commissioner of Works and summary of quotation are attached as Schedule 'F' - 2 pages)

7. That, as recommended by the Director of Purchasing, Tender No. 79-37 (Automotive Equipment) be awarded in part as follows:

7. (Cont'd)

"A" - 2 Sub-compact cars for Parking Department:

Edwards Ford-Mercury Limited in the amount of $9,491.97, Tax Included, FOB Delivered being the lowest bid and includes the deduction of a trade-in allowance.

"B" - 1 Window Van for Transportation Department; 1 4-Wheel Drive Pick-up Truck with Plow; 1 Crew Cab Pick-up Truck for Parks Department and 1 Cab & Chassis for the Works Department

Window Van - Edwards Ford-Mercury Ltd., in the amount of *$6,269.13*, Tax included, FOB Delivered, being the lowest tender of Five Bids received.

4-Wheel Dr.- Pick-up - As the low bidder Revell Motor Sales Limited at $9,231.96, tax included, less trade, has requested that his bid be withdrawn, it is recommended that the bid of Edwards Ford-Mercury Ltd., in the amount of $10,239.90, Tax included, FOB Delivered, be accepted it being noted that this was the second lowest bid.

1 Crew Cab - Pick-up - Collins Chev-Olds. Ltd., in the amount of $8,998.70, tax included, FOB Delivered, being the lowest of 3 tenders received.

Cab and Chassis - Edwards Ford-Mercury Ltd. in the amount of $5,168.10, Tax included, FOB Delivered, being the lowest of five tenders received.

- it being noted that sufficient unencumbered funds have been provided in the approved 1979 budget.

(Note: Summary of Tender No. 79-37, report of the Purchasing Department, and a letter from Revell Motor Sales, withdrawing its tender are attached as Schedule "G" - 11 pages.)

8. WHEREAS the Corporation of the City of Kingston and the Kingston Bus for the Handicapped executed an agreement to provide bus service for the physically disabled within the Corporation of the City of Kingston; and

WHEREAS the Ministry of Transportation and Communications, in their letter dated August 2, 1979, a copy of which is attached hereto, require certain amendments to this agreement;

THEREFORE BE IT RESOLVED that, as recommended by the Ministry of Transportation and Communications, and subject to the approval of the Kingston Bus for the Handicapped, the agreement between the Corporation of the City of Kingston and the Kingston Bus for the Handicapped, dated June 25th, 1979, be amended by inserting the following additional clauses:

a) At least the published fare rates of the municipal transit system must be charged;

b) That provision be made for the inclusion of an eligiblility of passengers clause, and the establishment of an Eligibility Committee.

it being noted that the Ministry has agreed that the parties do not have to establish an hourly rate for the

8. (Cont'd)

time being, but that this matter could be reviewed next year.

(Note: Report of the City Treasurer is attached as Schedule "H" - 2 pages)

9. WHEREAS, under the terms of Contract 79-3W between the City of Kingston and D.A. Foley Limited, Contractor, a final course of asphalt is to be placed on Concession Street in the spring of 1980, under Phase II of the said contract; and

WHEREAS due to the rapidly increasing costs of crude oil, the cost of asphalt is rising at a rate above the normal inflation rate; and

WHEREAS the contractor has requested that he be permitted to place the final course of asphalt immediately, rather than waiting for Spring of 1980, and this option would also prove of some benefit to the City;

THEREFORE BE IT RESOLVED that, as recommended by the Commissioner of Works, Contract 79-3W between the City of Kingston and D.A. Foley Limited, be amended to include Phase II in Phase I on the basis that trench settlement will be corrected, as required by the Commissioner of Works and at the expense of the contractor.

(Note: Report of the Commissioner of Works is attached as Schedule "I" - 2 pages)

10. That, as recommended by the Purchasing Department and the Administrator of Traffic, Streets and Parking, the tender of Limestone Demolition to purchase and remove the buildings located at 132, 138 and 140 Queen Street, at a total sale price of $100.00, be accepted, being the highest tender received, and that the Mayor and Clerk be authorized to sign the necessary contract.

-and further -

That the tender of Ontario Demolition Contractors be rejected on the basis that it does not conform to our Invitation to Tender.

(Note: Report of the Administrator of Traffic, Streets and Parking is attached as Schedule "J" - 2 Pages).

11. It is reported that the City of Kingston called for tenders for the sale of property at Bath Road and Portsmouth Avenue in accordance with a tender prepared by the City Treasurer.

Tenders closed on September 12th 1979 and no bids were received.

(Note: A copy of the report of the City Treasurer is attached herewith as Schedule "K" - 5 Pages).

12. That, as recommended by Mayor Keyes and the Chief Administrative Officer, By-Law No. 1, be amended on third reading to provide that if in the discretion of the Mayor and Chief Administrative Officer, there are not sufficient items of business to warrant holding a meeting, the members of Council be notified on the Friday preceding the regular meeting date that the meeting has been cancelled.

13. WHEREAS the following Notice of Motion was presented at the meeting of City Council held on September 10th 1979:

"Moved by Alderman Knapp,
Seconded by Alderman Hawkins,

WHEREAS, periodic property re-assessments penalize and adversely affect the incentive to make improvements to the property;

AND WHEREAS, conversely, re-assessment encourages some owners to allow their properties to fall into disrepair;

AND WHEREAS, properties, on the average, change hands every 3 to 5 years;

AND WHEREAS, fixing the re-assessment date as part of, and condition of sale of the property would essentially mean the property would be re-assessed at a frequency possibly greater than is currently the practice;

AND WHEREAS, the mill rate increases should be the vehicle whereby communities meet their financial requirements;

THEREFORE, it is requested that the study to consider implementation of equalized assessment in the City of Kingston include a study of the feasibility of all equalized assessments being undertaken as a condition of the sale of a property.;

AND WHEREAS the Ministry of Revenue has now been requested to advise whether a study on the feasibility of all equalized assessments being undertaken as a condition of sale of a property can be done by the Assessment Branch of the Ministry as part of the study requested by the City of Kingston with regard to the feasibility of implementing equalized assessment in the City of Kingston;

THEREFORE IT IS REQUESTED that Council vote on the Notice of Motion to determine whether or not if the Ministry notified that the study can be done that it is the wish of Council that they be instructed to do so.

(Note: A copy of the City Solicitor's report with regard to whether or not the implementation of equalized assessment as a condition of sale of a property is possible under present legislation is attached as Schedule "E".

14. WHEREAS at the meeting of City Council held on August 30th 1979, the following Notice of Motion was referred to the City of Kingston Planning Board:

"Moved by Alderman Bishop
Seconded by Alderman Clark

That the current owners of properties listed in Report No. 86, Clause 2, be notified by the Planning Board that the zoning of their properties is being reviewed and that their input is requested.";

AND WHEREAS this matter was reviewed and discussed at the Planning Board Meeting held on September 12th 1979 and the Recommendation contained in Clause 5, Report No. 93 was approved for presentation to Council;

THEREFORE Council is requested to note the attached letter from Ms. L. Haver, explaining the action undertaken by the Planning Board which in essence indicates that in the view of the Planning Board no notification should be sent to the property owners.

(Note: See Schedule "M" attached hereto.)

15. That, as recommended by the Public Utilities Commission, the following resolution of the City of Kitchener not be endorsed it being noted that this recommendation was made by the Commission as the general opinion was that municipalities already receive subsidies from the Province for streets and highways, and Municipal Transit Systems are subsidized by the Province, for both Capital Works and Operational expenses, and a reduction in fuel taxes from Municipal Transit Systems could have an effect on Provincial Revenues requiring increases in other taxes, or reduction in present subsidies being paid:

"That in view of reduced supplies of energy the Province of Ontario be requested to remove the Provincial fuel tax on fuel utilized for municipal transit systems which do not use Provincial highways so as to promote lower cost municipal public transportation.".

(Note: See Schedule "N" attached hereto.)

Respectfully submitted,

R. J. Hamilton,
Chief Administrative Officer.

COMMITTEE OF THE WHOLE

(B) That Council rise from the Committee of the Whole and the Chairman Report.

MOTIONS

NOTICE OF MOTIONS

BYLAWS

(A) That By-Laws 1, 2 & 3 be given their First & Second Readings.

(B) That Rule No. 35 of By-Law No. 1 be suspended for the Purpose of Giving By-Law No. 3 & 4 their Third Reading.

(C) That By-Law No. 3 & 4 be given third Third Reading.

* * *

(1) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston" (Rezone lands South Side of Queen's Crescent East of Albert Street from E (Special Education and Medical Uses) to Zone E.167 (Special Education and Medical Uses).

FIRST & SECOND READINGS — Proposed No. 201
Clause 2, Report No. 93, 1979

(2) A By-Law to Adopt a New Official Plan for the City of Kingston Planning Area and to Repeal the Old Official Plan for the City of Kingston Planning Area (Revised Metric Consolidation).

(FIRST & SECOND READINGS — Proposed No. 202
Clause 3, Report No. 93, 1979

(3) A By-Law to Repeal By-Law No. 7967, "A By-Law to Adopt a New Official Plan for the City of Kingston Planning Area and to Repeal the Old Official Plan for the City of Kingston Planning Area (Metric Consolidation).

THREE READINGS — Proposed No. 203
Clause 3, Report No. 93, 1979

(4) By-Law No. 1, 1979, "A By-Law to Regulate the Proceedings of the Municipal Council of The Corporation of the City of Kingston (1979 Revision) and to Repeal By-Law No. 1, 1966, "A By-Law to Regulate the Proceedings of the Municipal Council of the Corporation of the City of Kingston (1966 Revision)".

THIRD READING — Proposed No. 1, 1979
Clause 1, Report No. 84, 1979

UNFINISHED BUSINESS

COMMITTEE OF THE WHOLE "IN CAMERA"

(A) That Council adjourn to the Alderman's Lounge and resolve itself into the Committee of the Whole NOT OPEN TO THE PUBLIC to discuss:

1. Storm Sewer Construction by Day Labour

2. Composition of City Grievance Committee

Note: copies of the reports from the C.A.O. were distributed with the Agenda

(B) That Council rise from the Committee of the Whole and the Chairman report.

REPORT OF THE COMMITTEE OF THE WHOLE

(C) That the Report of the Committee of the Whole be adopted, approved, and confirmed.

ADJOURNMENT

QUEEN'S UNIVERSITY LIBRARY
DOCUMENTS DEPARTMENT
OCT 10 1979

CITY COUNCIL MEETING NO. 36

The regular meeting of City Council was held on Monday, September 17, 1979, in the Council Chamber, City Hall, at 8:10 p.m. His Worship Mayor Keyes presided.

ROLL CALL

Mayor Keyes, Ald. Bishop, Ald. Clark, Ald. Clements, Ald. Gerretsen, Ald. Gorham, Ald. Hawkins, Ald. Knapp, Ald. Lampropoulos, Ald. McArthur, Ald. Miller, Ald. Tarnowecky, Ald. Timmins, Ald. Webb (14)

MINUTES

PETITIONS

COMMUNICATIONS

Council consented to the addition of Communication Nos. 550 to 554.

Referred to the Chief Administrative Officer

(537) From the Association of Municipalities of Ontario, enclosing copies of "Report on Municipal Conflict of Interest" and "Response to the White Paper on The Planning Act", as approved at the A.M.O. Convention, August 1979, for study and comment.

(File No. 1-5)

Referred to the City of Kingston Planning Board

(538) From the City Solicitor, commenting on the recent Decision of the Ontario Municipal Board, with respect to Official Plan Amendment No. 97 and By-Law 9343 (Homestead Land Holdings Ltd., Ontario Street) wherein the combined application was dismissed.

(File No. 16-2)

(Note: a copy of the Decision of the Ontario Municipal Board and the comments of the City Solicitor were distributed to all members of Council).

Filed

(539) From the Frontenac County Board of Education, acknowledging notification by the City that Mayor Keyes, Ald. Gerretsen and Mr. B.G. Cousens have been appointed to an ad hoc committee with representatives of the Board of Education and the County Council to study assessment equalization factors.

(File No. 1-3)

Referred to the Chief Administrative Officer and the City of Kingston Planning Board

(540) From the Hon. Claude Bennett, Minister of Housing, notifying that because a great deal of response has been received on the proposed revisions to The Planning Act, the draft legislation will not be available until mid November 1979 and the deadline for submissions thereon has been extended to March 31, 1980.

(File No. 17-4)

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COMMUNICATIONS (Cont'd)

Filed

(541) From the Corporation of the City of Windsor notifying that the resolution of the City of Kingston requesting an amendment to Section 304 of The Municipal Act, RSO 1970, Chapter 284, to increase the annual tax of health units, universities, community colleges and correctional institutions was endorsed.

(File No. 19-7)

(542) From Mr. & Mrs. Briden Clark thanking the City for its flower arrangement on the occasion of their 50th Wedding Anniversary.

(File No. 1-1)

(543) From Mr. & Mrs. Clifford Curtis thanking the City for its flower arrangement on the occasion of their 50th Wedding Anniversary.

(File No. 1-1)

(544) From the Kingston & District Folk Arts Council thanking the City for granting permission to use Memorial Hall, free of charge, on August 31, 1979 when the Salzburg Orchestra from Austria performed their final show.

(File No. 3-6)

Referred to the City of Kingston Planning Board and City Solicitor

(545) From Charles A. Smith, Smith Building Systems & Supply Ltd. notifying that he had received confirmation from the Chief Building Inspector that his building contractor's business would be a permitted use under Industrial M zone of proposed By-Law No. 79-138, "A By-Law to Re-zone Lands North of Counter Street and West of Division Street to Industrial M, M.94, M.96 and Flood Plain FP" and requesting that the City Solicitor submit his opinion. If, in the opinion of the City Solicitor, his business would not be a conforming use, he requested that his letter be accepted as notice of objection to the proposed By-Law.

Note: *a copy of the letter from Mr. Smith was distributed to all members of Council with the Agenda. The City of Kingston Planning Board treated Mr. Smith's letter as an objection. (See Clause 6, Report No. 93 and Communication No. 546.)*

(File No. 25-2.4-21)

Referred to the City of Kingston Planning Board

(546) Letter from the City Solicitor to the Acting City Clerk submitting his opinion with regard to the conformity of Smith Building Systems & Supplies Ltd. to proposed By-Law No. 79-138. The City Solicitor is of the opinion, to avoid any confusion which could arise in the future, that the By-Law be clarified by recognizing specifically a building contractor's use.

(Note: a copy of the letter from the City Solicitor was distributed to all members of Council with the Agenda.)

(File No. 25-2.4-21)

COMMUNICATIONS (Cont'd)

Filed

(547) Copy of a letter to Mrs. L. Paul, 46 Princess Street, from the Liquor Licence Board of Ontario acknowledging receipt of an application for Temporary Club - Lounge Licence for September 15, 1979 for the Frontenac County Police Club, 388 King Street, East, Kingston.

(File No. 12-6)

(548) Copy of a letter to Mr. Terrence Wilfred Leonard, 540 Bath Road, Kingston, from the Liquor Licence Board of Ontario advising of a public meeting of the Liquor Licence Board of Ontario to be held on Wednesday, October 10, 1979 at 10:00 a.m. at the Royal Canadian Legion, 261 Ontario Street, Kingston, at which time Mr. Leonard's application for a Dining Room Licence and Patio (Dining Room) Licence at Leonard's Junction Restaurant, 540 Bath Road, Kingston, will be considered.

(File No. 12-6)

(549) Copy of a letter to Mr. K.J. Murphy, Commodore Motor Hotel, 840 Princess Street, Kingston, from the Liquor Licence Board of Ontario acknowledging receipt of an application for Basement Alterations to the Commodore Motor Hotel.

(File No. 12-6)

Referred to the City Solicitor

(550) From The Foundation for Aggregate Studies forwarding a copy of an Open Letter and Resolution from Mono Township and stating that the Foundation for Aggregate Studies supports the position of Mono Township and strongly urges that this resolution, or a similar one be forwarded to:

Industrial Minerals Section
Ministry of Natural Resources
Room 4646, Whitney Block
99 Wellesley Street West
Toronto, Ontario M7A 1W3

"WHEREAS all municipalities have been asked for comments on Bill 127, The Aggregates Act, 1979;

AND WHEREAS there is serious concern as to a major change in government policy which is not contained in Bill 127 whereby an aggregate quota system will be imposed on municipalities and municipalities will be forced to designate aggregate areas;

AND WHEREAS the loss of municipal control is contrary to the policy of the Association of Municipalities of Ontario as documented in a resolution passed on August 23, 1977;

THEREFORE BE IT RESOLVED:

THAT there should be no such designation policy, target or quota system imposed on municipalities without municipal approval, and,

THAT the Government of Ontario be asked to set out clearly its entire aggregate policy in the new Aggregates Act, 1979, so that the government's intentions are comprehensive and clear in the new Act."

(File No. 19-7)

COMMUNICATIONS (Cont'd)

Referred to the Planning Board

(551) From Helen A. Henrikson, 56 Sherwood Drive, Kingston, explaining the surprise that local citizens felt about the high density zoning issue for Block "S" and noting that many persons believed the zoning was "OS1, public open space" as per the copy of the proposed Zoning By-Law circulated in the Whig-Standard on February 24, 1975 and suggesting that methods of public communication should be examined.

(File No. 25-2)

Referred to the City of Kingston Planning Board

(552) From Helen A. Henrikson advising that the Cataraqui Regional Conservatio Authority has had the Little Cataraqui Flood Plain remapped for the land south of Princess Street, which considerably enlarges the flood plain area, particularly for the John L. Smith and the Pine Woods properties. Since this revised map takes precedence over the less accurate aereal photography and computer method used in the Crysler-Lathem report, Mrs. Henrikson is requesting that the City take the necessary steps as soon as possible to have the remapping formally adopted by the Conservation Authority and to have the City of Kingston's Official Plan and Zoning By-Law appropriately amended. She also points out that it has been 20 months since the Authority first moved to remap this critical area..

(File No. 12-8.2)

Filed

(553) Copy of a letter to Ontario Ministry of Environment from the Association of Women Electors of Kingston Area submitting their concerns regarding the Davis Tannery site in Kingston.

(NOTE: A copy of the letter from the Association of Women Electors was distributed with the Agenda)

(File No. 25-2.19-14)

Referred to the Airport Administrator

(554) From the Minister of Public Works Canada inviting offers for the purchase of any or all of the following items for removal and restoration of sites:

Item No. 1 - One Storey Wood Frame Radar Building and Contents, approximately 11.15 m^2 (120 sq. ft.)

Item No. 2 - Radar Tower and Equipment, approximately 9.14 m (30 ft.) high

Located At

London Airport
London, Ontario

To ensure consideration, offers must be received by Public Works Canada, 4900 Yonge Street, Willowdale, Ontario, not later than

15:00 Hours on October 4, 1979

(File No. 1-2.1-1)

COMMITTEE OF THE WHOLE

(A) Moved by Ald. Bishop,
Seconded by Ald. Clark,

That Council resolve itself into the Committee of the Whole to receive reports, with Mayor Keyes in the Chair.

CARRIED

(B) Moved by Ald. Gorham,
Seconded by Ald. Hawkins,

That Council rise from the Committee of the Whole and the Chairman report.

CARRIED

Mayor Keyes reported that the following reports were considered in the Committee of the Whole.

REPORTS

Ald. Timmins presented Report No. 93 of the City of Kingston Planning Board.

Council consented to the deletion of the reference in Clause 3 to Schedule "A" and substitution of the reference to Schedule "B".

Moved by Ald. Timmins,
Seconded by Ald. Clements,

That Report No. 93 of the City of Kingston Planning Board be received and adopted, clause by clause.

REPORT NO. 93

September 12, 1979.

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS Homestead Land Holdings Limited has applied for a zone change on a 9.6 acre parcel of land at the south east corner of Bath Road and Portsmouth Avenue, commonly known as "Block S, Calvin Park", from Zone B1 to Zone B3; and

WHEREAS the policy stated in the Official Plan prohibits traffic from a high density area moving through a low density area; and

WHEREAS Bath Road is Kingston's busiest highway, carrying 26,000 vehicles per day, (twice the traffic volume on Highway 401 at Division Street); and

WHEREAS it is technically undesirable to have full access to Portsmouth Avenue from this site due to the close proximity of the busy Portsmouth Avenue - Bath Road intersection; and

WHEREAS single family residents of the area are of the opinion that the existing Official Plan designation was achieved without adequate public consultation;

THEREFORE BE IT RESOLVED that the Zone Change application (1979-Z-191) made by Homestead Land Holdings Ltd., with respect to property at Bath Road and Portsmouth Avenue, be denied.

CARRIED 10:4

REPORTS (Cont'd)

Report No. 93 - City of Kingston Planning Board

Ald. Miller declared a conflict of interest with regard to Clause 2 as she is an employee of Queen's University.

2. WHEREAS Queen's University has applied to amend the zoning for a 0.13 ha parcel of land located on the south side of Queen's Crescent east of Albert Street (96 Queen's Crescent) in order to permit the establishment of a day care centre; and

WHEREAS the proposed use complements the existing predominantly institutional use in this area;

THEREFORE BE IT RESOLVED that By-Law No. 8499 be amended as follows:

a) By amending Zoning Map No. 30 so as to rezone the approximately 0.13 ha parcel of land located on the south side of Queen's Crescent, east of Albert Street, as shown on a copy of Zoning Map No. 30 which is attached hereto as Schedule 'A' from E (Special Education and Medical Uses) to Zone E.167 (Special Education and Medical Uses);

b) By adding as Section 167 the following:

"167. On the approximately 0.13 ha parcel of land located on the south side of Queen's Crescent, east of Albert St., and designated E.167 on a copy of Zoning Map No. 30 attached to and forming part of By-Law No. 79-201 as Schedule "A", the permitted uses shall also include a day care centre."

(See By-Law 1: No. 79-201 *CARRIED*

3. WHEREAS the Council of the Corporation of the City of Kingston adopted a new consolidated Official Plan on April 24, 1979; and

WHEREAS the Ministry of Housing has reviewed this plan and in a letter dated August 23, 1979 has recommended nine modifications which could be incorporated into the document at the time of approval by the Minister; and

WHEREAS Planning Board has examined these suggested modifications and agrees that they should be included;

THEREFORE BE IT RESOLVED that:

a) nine modifications to the City's Official Plan as suggested by the Ministry of Housing in a letter to the City Clerk dated August 23, 1979, and as outlined on Schedule 'B' attached hereto, be endorsed;

b) By-Law No. 79-67 be repealed and that a by-law be passed to include the changes suggested by the Ministry of Housing as outlined in Schedule 'B' attached hereto.

c) the Ministry of Housing be advised that the "Hazard Lands" control section in Schedule 'F' of the Official Plan be reinstated for the reasons outlined in the abovementioned letter from the Ministry of Housing.

CARRIED AS AMENDED

REPORTS (Cont'd)

Report No. 93 - City of Kingston Planning Board

4. WHEREAS by By-Law No. 79-140, a By-Law to amend the zoning for the site located at the south east corner of King and Maitland Streets in order to permit medical offices and to rezone 47 Wellington Street so as to increase the number of permitted dwelling units from fourteen to seventeen and to delete medical offices as a permitted use, was passed on July 23, 1979; and

WHEREAS notification of the amending By-Law No. 79-140 has been sent to the affected property owners; and

WHEREAS letters of objection have been received; and

WHEREAS these letters of objection have been considered by Planning Board;

THEREFORE BE IT RESOLVED that By-Law No. 79-140, passed on July 23, 1979, be reaffirmed.

CARRIED

(Note: The following clause should be considered in conjunction with Clause14, Report No. 94)

Ald. Gorham declared a conflict of interest with regard to Clause 5 as he owns Pat's Grocery.

5. WHEREAS City Council at their meeting held on April 10th, 1978 approved Clause 21 of Report No. 37 of the Planning Board, which authorized the City to re-apply to the Ontario Municipal Board for approval of a residential zoning as originally contained in Zoning By-Law No. 8499 for seven different properties in Kingston; and

WHEREAS It has been found that, through an oversight, no application has been made to the Ontario Municipal Board to date;

WHEREAS the City Solicitor recommends that, prior to the application being made to the Ontario Municipal Board as directed by the 1978 Council, the 1979 Council be afforded an opportunity to reaffirm the direction to apply to the Board;

THEREFORE BE IT RESOLVED that Clause 21, Report No. 37, 1978, which reads as follows, be reaffirmed:

"21. WHEREAS the Ontario Municipal Board decision dated August 8, 1977, with respect to Zoning By-Law No. 8499 was referred by Council to Planning Board for consideration and recommendation; and

WHEREAS Planning Board has conducted a review of the various matters raised in this decision and, as a result, has recommended that By-Law No. 8499 be amended in a number of instances; and

REPORTS (Cont'd)

Report No. 93 - City of Kingston Planning Board

5. (Cont'd)

WHEREAS, in particular, Planning Board has recommended certain revisions to the General Provisions affecting the Restoration of Damaged Buildings, Section 5.24(a) and the Minimum Lot Area Requirements within the A (One and Two Family) Residential Zone (Section 6.3(k)); and

WHEREAS in view of these general amendments, Planning Board is of the opinion that the zoning for certain specific properties, which were referred back to the City for reconsideration, should not be amended;

THEREFORE BE IT RESOLVED that the City re-apply to the Ontario Municipal Board for approval of the A (One and Two Family) Residential Zoning as originally contained in By-Law No. 8499 with respect to the following properties:

a) William Eston properties at 257-259 Queen Street;

b) Cochrane Grocery property - northwest corner of Bay and Bagot Streets;

c) No. 424 Bagot Street (T.E. Norman);

d) E.J. Blaney property at the south-west corner of Montreal Street and Raglan Road;

e) Nos. 61-63 John Street (Pat's Grocery);

f) No. 330 Division Street (Mr. Ragusa);

g) Property of Mrs. Dorothy Geiger on the south side of Maitland Street."

(Note: This clause was Referred Back to the Board by Council at its meeting on August 27, 1979. As requested by Council, the new owner of 330 Division Street has been indicated).

TABLED
(See following motion to table)

Moved by Ald. Clements,
Seconded by Ald. Knapp,

That Clause 5, Report No. 93, be Tabled and that the City of Kingston Planning Board be requested to prepare a report on the concept of the corner grocery stores in the City of Kingston - and further - that Clause 5, Report No. 93 be presented to Council when this report is available.

CARRIED

REPORTS (Cont'd)

Report No. 93 - City of Kingston Planning Board

6. WHEREAS By-Law No. 79-138, a By-Law to rezone lands north of Counter Street and west of Division Street to industrial M, M.94, M.96 and Flood Plain FP, was passed on July 23, 1979; and

WHEREAS notification of the amending By-Law No. 79-138 has been sent to the affected property owners; and

WHEREAS letters of objection to this By-Law have been received and considered by Planning Board;

THEREFORE BE IT RESOLVED that By-Law No. 79-138 (Planning Board Report No. 73, Clause 1) be reaffirmed.

CARRIED
(Mayor Keyes opposed)
(See following motion which was ruled out of order)

Moved by Ald. Gorham,
Seconded by Ald. Clark,

Whereas the City of Kingston will be retaining an industrial designing consultant to prepare plans for its proposed Industrial Park, the Corporation notify the O.M.B. that the Corporation does not wish to process its present application at this time.

"OUT OF ORDER"

At the request of Ald. Knapp, Clause 7 was divided with Clause a) being considered separately and Clauses b) and c) being considered together.

7. WHEREAS proposed Amendment No. 14 to the Official Plan for the Township of Kingston Planning Area has been forwarded to the City of Kingston for comment, by the Minister of Housing; and

WHEREAS the Proposed Amendment and suggested modifications thereto made by the Minister of Housing have been studied by the City of Kingston Planning Board;

THEREFORE BE IT RESOLVED that the Minister of Housing be notified as follows:

a) that the City of Kingston has no objection to Proposed Amendment No. 14 of the Official Plan of the Township of Kingston, provided that the following suggested modification is included:

"Section 5(1) (1), Details of the Amendment page 3, is hereby modified by the addition of the following sentences at the end of the third paragraph of the General section of the Transportation Policy:

In addition, prior to construction of said arterial, the developer and the Township of Kingston will enter into an Agreement with the City of Kingston regarding the financial, and land requirements of the arterial road. This agreement will be mutually satisfactory to all parties involved".

CARRIED
Ald. Knapp Opposed

REPORTS (Cont'd)

Report No. 93 - City of Kingston Planning Board

7. (Cont'd)

b) that the location of the proposed road running along the west side of the Little Cataraqui Creek be clarified and that no approval be given until such time as consultation between the Township of Kingston and the City of Kingston has taken place;

c) that the City of Kingston expresses concern about the environmental impact of the said road running along the west side of the Little Cataraqui Creek, and requests that consultation be undertaken with the Township of Kingston in this regard.

CARRIED

8. WHEREAS Homestead Land Holdings Ltd. has requested that the Minister of Housing give condominium approval to a 50 unit apartment building located on the east side of Mowat Avenue adjacent to Lake Ontario (1 Mowat Avenue); and

WHEREAS the Minister has circulated this request to the City for comment; and

WHEREAS the conversion of this existing building to condominium ownership complies with the provisions of the City's Official Plan and Housing Policy Statement;

THEREFORE BE IT RESOLVED that condominium application 10CDM 79-004 (Homestead Land Holdings Ltd.) be recommended to the Minister of Housing for approval subject to the condition that the improvements recommended by Mr. N.D. Garbutt, M.Sc., P. Eng., in his report on the building quality of 1 Mowat Avenue, dated August 20th, 1979, a copy of which is attached hereto as Schedule 'C ', be completed in a manner and form satisfactory to the Chief Building Official.

CARRIED

9. That the Annual Housing Review for 1980, which is attached hereto as Schedule 'D', be endorsed and forwarded to the Minister of Housing.

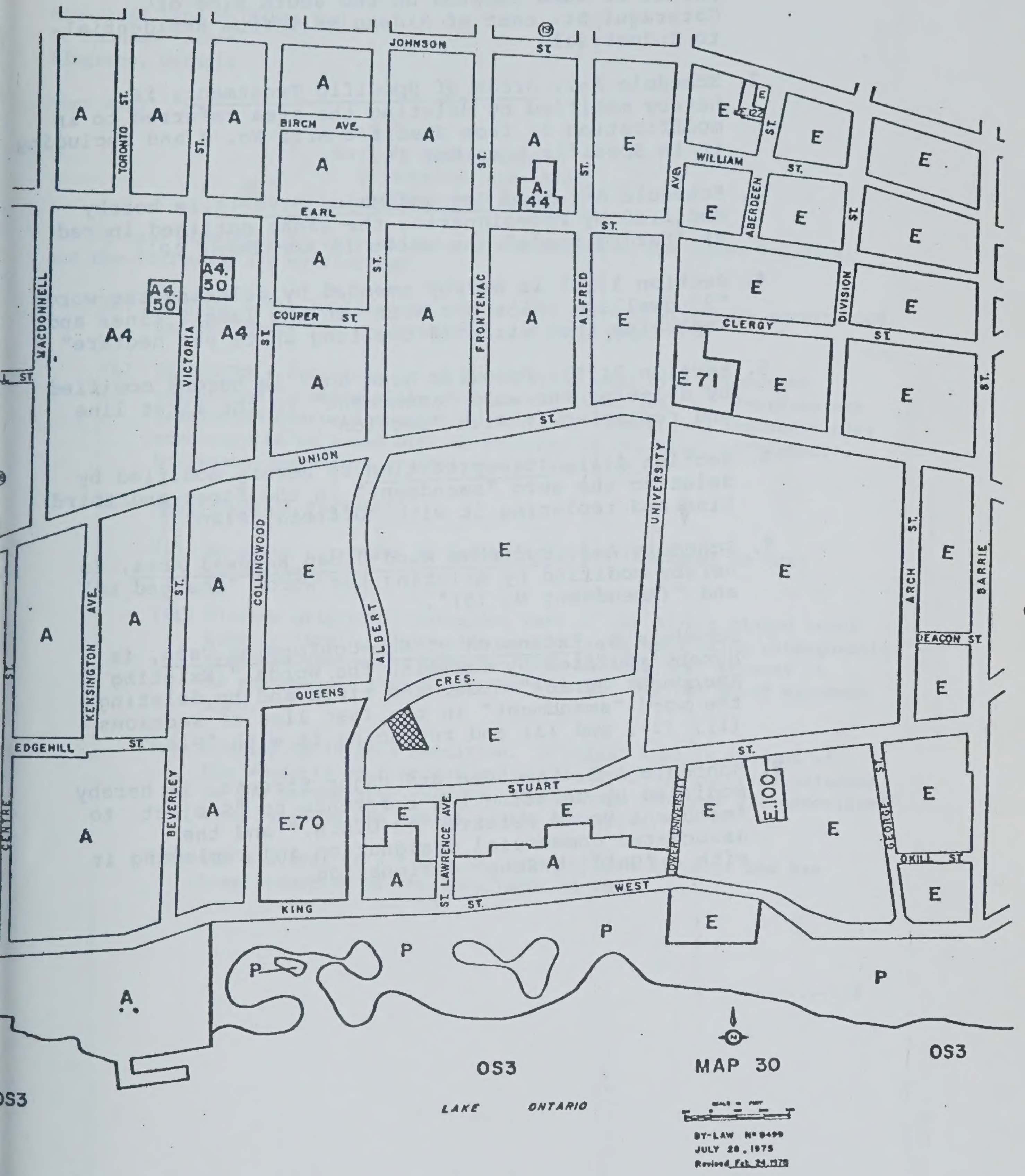
CARRIED

Respectfully submitted,

Grant Timmins (Chairman)
Ken Keyes
John Clements
W. Knapp
Lois E. Miller

BY-LAW Nº 79-201
DATED ____________

Schedule 'A'



JOHNSON ST.
⑲
BIRCH AVE.
EARL ST.
COUPER ST.
UNION ST.
QUEENS CRES.
STUART ST.
KING ST. WEST
WILLIAM ST.
CLERGY ST.
DEACON ST.
OKILL ST.
EDGEHILL ST.
TORONTO ST.
VICTORIA ST.
MACDONNELL
KENSINGTON AVE.
BEVERLEY
COLLINGWOOD
ALBERT
FRONTENAC ST.
ALFRED ST.
UNIVERSITY AVE.
LOWER UNIVERSITY
ST. LAWRENCE AVE.
ABERDEEN ST.
DIVISION ST.
ARCH ST.
BARRIE ST.
GEORGE ST.
CENTRE ST.
A
A4
A4. 50
A. 44
E
E.122
E.71
E.70
E.100
P
OS3
MAP 30
LAKE ONTARIO
BY-LAW Nº 8499
JULY 28, 1975
Revised Feb. 24, 1978

LEGEND

▦ TO BE REZONED

Schedule B

Suggested Modifications

1. Schedule A-1 Land Use and Major Streets is hereby modified by redesignating the approximately 0.24ha parcel of land located on the south side of Cataraqui St. east of Rideau St., from Residential to Industrial.

2. Schedule A-2, Areas of Specific Treatment, is hereby modified by deleting the area referred to in modification 1, from Specific Area No. 4 and including it in Specific Area No. 14.

3. Schedule A-1 Land Use and Major Streets, is hereby modified by redesignating the areas outlined in red as "Hazard Lands" (as shown in Amendment 101)

4. Section 1(29) is hereby amended by deleting the words "31 dwelling units per acre" in the last 2 lines and replacing them with "78 dwelling units per hectare"

5. Section 2(75), Specific Area No.7 is hereby modified by deleting the word "amendment" in the first line and replacing it with "section".

6. Section 4(1), Interpretation is hereby modified by deleting the word "amendment" in the first and third lines and replacing it with "Official Plan".

7. Schedule A-6, Sydenham Ward-Urban Renewal Area, is hereby modified by deleting the words "Changed to" and "(Amendment No.78)".

8. Schedule E, Extension of Non-Conforming Uses, is hereby modified by deleting the words "(Existing Amendment No.46)" under the title and by deleting the word "amendment" in the last line of sections (1), (2), and (3) and replacing it with "Plan".

9. Schedule A-1, Land Use and Major Streets, is hereby modified by deleting the reference to "Subject to Amendment No.74 Referred to O.M.B." and the associated commercial designation and replacing it with a "Holding Zone" designation.

Schedule 'C'

August 20, 1979

Homestead Land Holdings Ltd.
80 Johnson Street
Kingston, Ontario

Dear Sirs:

Re: #1 Mowat Avenue
Bayshore Apt. Bldg.
Kingston, Ontario

I have completed my inspections and evaluation of the above building, and the following are my findings.

(a) GENERAL - The building is a 5 storey, 51 unit structure constructed in 1963 under the requirements of N.B.C. 1960.

(b) STRUCTURE - Structure is of the bearing wall type supporting reinforced concrete slabs on open web steel joists. Footings are reinforced concrete founded on Bedrock. Inspection indicated the structure to be sound with no evidence of cracking, settlements, horizontal movements or distress of any kind.

(c) ARCHITECTURAL FEATURES:

(i) Exterior treatment is brick, interior treatment is non-combustible.

(ii) Windows originally installed were of the single glazed steel type (crittal), with units on the north side being subsequently provided with storm windows. For maximum fuel economy it is recommended that storms be provided for the south exposure also.

(iii) Roofing is in good condition. A slight leak is evident at the westerly roof access and a soft spot has occurred adjacent to the incinerator chimney. Both these problems are associated with flashing and can be easily corrected.

(iv) The elevator is a 2,000 lb, type by Horn Elevator and has been inspected by the Department of Labor.

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(v) Corridors are carpeted with a combination of paint and wall paper up the walls. 11 corridors require recarpeting and redecorating.

(vi) Sleeves for air conditions were provided in the original design. They should be checked for insulation to prevent heat loss.

(vii) The laundry room is equipped with 3 washers, 3 dryers, twin tubs and a 2 piece washroom, all in accordance with current recommendations.

(viii) Parking areas are paved with 53 spaces with plug ins, 8 spaces without plug ins and 10 visitor's spaces being provided. Parking provisions are in accordance with current requirements of the Municipality.

(d) MECHANICAL:

(i) The heating system is a one pipe monoflo system without thermostatic apartment control. The boiler is an oil fired Napanee 348-Bolw steel unit with a firing rate of 24 USG per hour with exposure zone control by indoor - outdoor thermostat. The boiler has been inspected and the heating system is in good condition requiring little maintenance because of the nature of the design. Capacities were originally determined on the basis of single glazing and the provision of double windows will result in substantial reserves and economies.

(ii) Domestic hot water is generated by a separate oil fired Walden King 20-11 cast iron boiler, which requires relining. Firing rate is 3.2 USG per hour, output is 245.300 BTU/HR, and the storage tank is 4 ft diameter by 12 ft long, all contributing to an ample supply system.

(iii) Fire protection is by stand pipe and hose cabinet, two per floor and is adequate.

(iv) Two fans supply fresh air and pressure to the corridors. Four exhaust fans serve bathrooms and kitchens on the north side and bathrooms on the south side. All units are roof mounted, and in good condition.

(e) ELECTRICAL:

(i) Electric service is individually metered with a 400 AMP - 230V main. Two electric service rooms are provided, one on the ground floor with the house service, 23 APT meters and telephone service, and one on the 4th floor with 28 APT meters. Ample capacity is provided.

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(ii) Television service is by either Building Tower, or cable.

(iii) Fire alarm system is adequate.

(f) CONCLUSIONS:

The building is in generally excellent condition with the few minor exceptions indicated in the body of the report. Although constructed in 1963, the building conforms in nearly all respects with current requirements for new construction. The provision of double glazing on the remainder of the building with yield substantial energy economies.

I trust that you will find this information adequate for your requirements. However, should you have any queries or require additional data, please do not hesitate to contact me.

Yours very truly,

N.D. Garbutt P. ENG
Consulting Engineer
Kingston, Ontario

REGISTERED PROFESSIONAL ENGINEER
N. D. GARBUTT
PROVINCE OF ONTARIO

NDG*lm

SCHEDULE 'D'

NOTES TO ANNUAL HOUSING REVIEW

NOTE: 1

RE: Table 2

Targets are based on Kingston Housing Authority waiting list which: for Senior Citizens has been increasing at the average rate of three (3) per month since January 1979, and for family units has been fluctuating since January with an average of 25 new applications per month, and an average turnover of 16 per month. Cancelled applications for families has averaged 8 per month.

New Senior Citizens Units coming into use in 1979 totals 104 for (Bagot Street near Barrack Street) which will leave 72 Seniors not housed.

Adding 3 per month to the adjusted waiting list of 72 (July '79) leaves a gap of 87 Senior Citizen Units to Dec. 31/79, with a projected demand of 108 for 1980, 1981, and 1982, a total of 180.

From the average number of applications for family units of 25 per month, there has been an average turnover of 16 units per month, and an average of 8 cancelled applications per month, leaving a net increase in the waiting list of 1 unit per month. Cancellations may be from delays in being offered a unit, or from finding alternate housing. A recent City Social Services Report disclose that more than 300 of the case load were paying excessive rents, and it appears that the City should be producing about 300 units of rent-geared-to-income family units over the next 3 years, and 83 applicants are now waiting for accommodation (Rent-Geared-To-Income) increasing at 1 per month.

It is proposed to acquire existing units at this time rather than new units, because of the current high vacancy rate of 6.5%. Buying existing units will cause less interference in the rental housing market than new construction. It is also apparent that acquisition of existing rental accommodation could be very advantageous as an average cost per unit could be about $16,000.00 compared with new construction at $26,000.00 minimum for a 1 bedroom unit.

NOTE: 2

RE: Table 6A

Current land holdings are shown. All lands held may be sold to developers of housing.

of
Housing
Ontario

Questionnaire

Annual Housing Review '80

Code

Region/Municipality of *KINGSTON*

Date

This questionnaire is comprised of eight tables.

Where the municipality has identified programs the appropriate table should be completed. For those who have not selected a specific program, but who have identified a need, Table 1 should be completed.

Ministry of Housing staff is available to work with the municipality to determine which program is the most suitable.

Table 1 — Housing Need For Which A Program Has Not Been Identified

			1980	1981	1982
1.	**A.**	**Senior Citizen Rent - Geared - To - Income**	—	—	—
2.	**B.**	**Family Rent - Geared - To - Income**	—	—	—

Comments:

Table 2 — Non-Profit Housing Program

Program Highlights (see Ministry outlines for details.)
Provides integrated housing with up to 50% of senior citizen or up to 25% of family housing projects at rents geared to income. The remaining units are made available at market rents.

	A.	Senior Citizen Housing	1980		1981		1982	
			New[1]	Rehab.	New	Rehab.	New	Rehab.
3.	1.	Municipal Non-Profit[2]	—	60	—	60	—	60
4.	2.	Private Non-Profit	NOT	KNOWN				
5.	3.	Co-operatives	NOT	KNOWN				
6.	4.	Provincial Non-Profit	NIL	NIL	NIL	NIL	NIL	NIL

	B.	Family Housing	1980		1981		1982	
			New[1]	Rehab.	New	Rehab.	New	Rehab.
7.	1.	Municipal Non-Profit[2]	—	88	—	150	—	150
8.	2.	Private Non-Profit	NOT	KNOWN				
9.	3.	Co-operatives	NOT	KNOWN				
10.	4.	Provincial Non-Profit	NIL	NIL	NIL	NIL	NIL	NIL

1. "New" means new construction. "Rehab." means existing buildings for conversion or rehabilitation.

2. Only those municipalities with or expecting to establish a municipal non-profit corporation should indicate their projections.

Ministry
of
Housing
Ontario

Table 3 — Assisted Rental Housing Programs

Program Highlights (see Ministry outlines for details).
Up to 100% of the units in a senior citizen or family housing project may be made available with rents geared to income.

	A. Senior Citizen Housing	1980		1981		1982	
		New[1]	Rehab.	New	Rehab.	New	Rehab.
11.	1. Municipal Assisted Rental Housing[3]	NIL	NIL	NIL	NIL	NIL	NIL
12.	2. Private Assisted Rental Housing (PAR)[4]	NOT	KNOWN				
13.	3. Provincial Assisted Housing[5]	NIL	NIL	NIL	NIL	NIL	NIL

	B. Family Housing	1980		1981		1982	
		New[1]	Rehab.	New	Rehab.	New	Rehab.
14.	1. Municipal Assisted Rental Housing[3]	NIL	NIL	NIL	NIL	NIL	NIL
15.	2. Private Assisted Rental Housing (PAR)[4]	NOT	KNOWN				
16.	3. Provincial Assisted Housing[5]	NIL	NIL	NIL	NIL	NIL	NIL

3. Units the municipality wishes to develop and manage itself.
4. Units the municipality wishes to be built and managed by the private sector.
5. Units the municipality wishes to be built by the Ministry of Housing and operated by a Housing Authority.

Table 4 — Rent Supplement Housing Program

Program Highlights (see Ministry outline for details).
The Ministry enters into an agreement with a Private Landlord to supplement the rents in up to 25% of his units. (Under N.H.A. Section 44 (1) (a)).

		1980	1981	1982
17.	A. Senior Citizen Housing	NIL	NIL	NIL
18.	B. Family Housing	NIL	NIL	NIL

Note: This figure should not repeat any rent - geared - to - income units included in a Non-Profit target, thus there should not be duplication with the preceding tables. Rent - geared - to - income units must be targeted for the specific program under which they will be developed, e.g. Non-Profit Assisted Rental.

Table 5 — Rural Senior Citizen Rental Housing Program

Program Highlights (see Ministry outline, Public Housing Assistance, for details).
Provides Senior Citizen rental housing in municipalities with populations under 2500; 100% of the units rent - geared - to - income.

		Projected Units		
		1980	1981	1982
19.	A. Senior Citizen Housing	——	——	——

Housing

Ontario

Table 6 — Municipal Land Development

Program Highlights

A municipality wishing to purchase land for residential purposes may obtain a Canada Mortgage and Housing Corporation insured loan from an approved private lender.

20. Area given in ☐ Hectares ☐ Acres

		Municipally Owned &/or Funded	Under Negotiation	To Be Identified
21.	A. Area of current land available for Municipal Land Development	3.4 acres		

	B. CMHC Commitments - made prior to Dec. 31/78		1980	1981	1982
22.	Aquisition	Area	____		
23.		Dollars	____		
24.	Development	Area	____		
25.		Dollars	____		

	C. Production Forecast - Starts	1980	1981	1982
26.	Single-Detached	NIL	NIL	NIL
27.	Semi-Detached	NIL	NIL	NIL
28.	Row Dwellings	NIL	NIL	NIL
29.	Apartment Dwellings	NIL	NIL	NIL
30.	Total	NIL	NIL	NIL

Table 7 — Municipal Housing Statement

Program Highlights (see Ministry outline for details.)

Under Section 16 of the Housing Development Act, an approved Municipal Housing Statement is a prerequisite for land aquisition and development under the Municipal Land Development. If you have highlighted anything in Tables 1 – 5 you must have a Municipal Housing Statement. If you do not already have Municipal Housing Statement, please indicate in the boxes below, your intentions:

31. ☐ Study Proposed ☐ Request for Ministry funding enclosed ☐ Request for Ministry staff assistance enclosed

Table 8 — Council Approval

A resolution endorsing these targets:

32. ☐ is enclosed

☐ will be forwarded by ____________________, 1979

☐ is not included because ____________________

REPORTS (Cont'd)

Report No. 94 - Chief Administrative Officer

Council consented to the substitution of Pages 1 and 2 of Schedule "E" to Clause 6 as attached for Pages 1 and 2 as attached to the agenda.

Council consented to the addition of Clause 16.

Moved by Ald. Bishop,
Seconded by Ald. Clark,

That Report No. 92 of the Chief Administrative Officer be received and considered.

REPORT NO. 94

September 17th, 1979.

To the Mayor and Aldermen:

The Chief Administrative Officer reports and recommends as follows:

Ald. McArthur declared a conflict of interest with regard to Clause 1 as he owns Fort Battery.

1. That, as recommended by the City Treasurer, List of Accou No. 4, dated August, 1979, in the amount of $3,224,329.67, be approved, it being noted that the expenditures were inc under proper authorization.

(NOTE: A copy of the List of Accounts was distributed to each member of Council on September 7th 1979.)

CARRIED
(Ald. McArthur abstained from voting)

Ald. McArthur withdrew at 9:50 p.m.
Ald. Timmins withdrew at 9:45 p.m.
Ald. Gorham declared a conflict of interest with regard to Clause 2 as his office property is on the list.

2. That, as recommended by the City Treasurer, and pursuant to Section 636(a) of The Municipal Act, R.S.O. 1970, Chap. 284, as amended, the applications of persons and firms listed in the attached Schedule 'A' in the amount of $52,519.71, for cancellation, reduction or refund of taxes levied for 1979 be approved.

(Note: A copy of the report of the City Treasurer is also attached as Schedule 'A' - 4 Pages)

CARRIED
(Ald. Gorham abstained from voting)

3. That, as recommended by the City Solicitor and the Commissioner of Parks and Recreation, the following leases be entered into with respect to City-owned property at 370 King Street West:

a) With Native Community Services, a space of approximately 335 square feet, at a yearly rental of $335.00 ($1.00 per sq. ft.) for a term of five years, it being noted that the annual rental rate shall be adjusted in accordance with an increase in the cost of utility services;

REPORTS (Cont'd)

Report No. 94 - Chief Administrative Officer

3. (Cont'd)

b) With Kingston Lapidary and Mineral Club, an amendment to the Lease dated 1978, to clarify that the leased space shall be 480 sq. ft., and not 840 sq. ft., at an annual rental of $422.00 ($0.75 per sq. ft.), it being noted that the annual rental rate shall be adjusted in accordance with an increase in the cost of utility service;

c) With Kingston Oldtimers Amateur Radio Association, an amendment to the existent lease, to increase the leased space from 287 sq. ft. to 392 sq. ft., at an annual rental of $462.93 ($0.75 per sq. ft. for the first 287 sq. ft. and $1.00 per sq. ft. for the remaining 105 sq. ft.) it being noted that the annual rental rate shall be adjusted in accordance with an increase in the cost of utility service);

and further, that the Mayor and City Clerk be authorized to execute said Leases.

(*Note: Report of the Chief Administrative Officer, Parks & Recreation Commissioner, and City Solicitor are attached as Schedule 'B' - 3 pages)*

CARRIED

Ald. Timmins returned at 9:52 p.m.
Ald. McArthur returned at 9:54 p.m.

4. WHEREAS the City of Kingston is a party to a lease agreement with the Federal government (Transport Canada) for Confederation Basin, which lease expired on May 31, 1979; and

WHEREAS Transport Canada has submitted new terms and conditions for renewal of the said lease, which are as follows:

a) 15% of all gross revenue derived by the City of Kingston from its operations under the Lease shall be paid to Transport Canada OR $100.00 per annum, whichever is the greater;

and that all other terms shall remain unchanged; and

WHEREAS it is understood that this condition will increase the amount payable to Transport Canada from $100.00 per year to an amount estimated at up to $2,000.00 in 1979, based on an increase in gross revenue, it being noted that this condition is also now contained in the City's lease for the Olympic Harbour site;

THEREFORE BE IT RESOLVED that the Lease between the City of Kingston and the Federal government (Dept. of Transport Canada) with respect to Confederation Basin be renewed for a period commencing June 1st 1979 to June 1st 1984 on the terms and conditions aforementioned;

AND BE IT FURTHER RESOLVED that the Mayor and City Clerk be authorized to execute the said Lease.

(*Note: The Report of the Chief Administrative Officer is attached hereto as Schedule 'C' - 4 pages)*

CARRIED

REPORTS (Cont'd)

Report No. 94 - Chief Administrative Officer

5. WHEREAS an old stone sewer runs across the block bounded by Princess, Frontenac, Mack and Albert Streets, through private property without an easement; and

WHEREAS maintenance has proved to be very difficult and it is deemed advisable that the City of Kingston acquire easements across five properties; and

WHEREAS, in order to effect savings, it is desirable that the route of this sewer be maintained in future, at an estimated saving of $60,000, rather than construct a route following existing streets;

THEREFORE BE IT RESOLVED that an Easement Agreement be entered into with Helen Simard, the owner of property at 446 Frontenac Street, it being noted that the cost of such easement is $195.00 plus survey costs, and further noted that such Easement Agreement is the second of five such agreements to be signed;

AND BE IT FURTHER RESOLVED that the Mayor and City Clerk be authorized to execute said Agreement.

(Note: Report of the Commissioner of Public Works is attached as Schedule `D` - 4 pages)

CARRIED

Ald. Clark withdrew at 10:00 p.m. and returned at 10:03 p.m.
Ald. Lampropoulos withdrew at 10:00 p.m. and returned at 10:05 p.m.

6. That, as recommended by the Commissioner of Industries and the Director of Purchasing, Tender No. 79-36 for the Partial Reconstruction of Hangar No. 4 Floor be awarded to J.R. Storey Construction Company Ltd. in the amount of $17,656.50, being the lowest tender received; and

That an amount equalling 5% of the tender price, $882.83, for engineering supervision and inspection of this work, be authorized.

and further,

That the following budget transfer be approved

	Increase	Decrease
Airport		
Road and Runway Maintenance, Acct. 4537		$6,274.
Maintenance of Grounds, Acct. No. 4529	$6,274.	

(Note: Report of the Commissioner of Industries & Airport Administrator, and summary of tender, are attached as Schedule `E` - 6 pages)

TABLED
(See following motions to Table and Refer)

REPORTS (Cont'd)

Report No. 94 - Chief Administrative Officer

6. (Cont'd)

Moved by Ald. Webb,
Seconded by Ald. Gerretsen,

That Clause 6, Report No. 94 be referred to the 1980 budget.

LOST

Moved by Ald. Webb,
Seconded by Ald. Gerretsen,

That Clause 6, Report No. 94 be tabled until the next meeting of Council scheduled for September 24, 1979 and information was requested from the Airport Administrator and Industrial Commissioner with regard to the 1979 Airport Budget. (A breakdown of the maintenance of grounds account to include an explanation of work budgeted for, but not completed, and also the roads and runways maintenance account).

CARRIED

6 a) That, as recommended by the Commissioner of Works and the Director of Purchasing, that the quotation of Bennett Paving and Materials Ltd. (Inquiry No. 79-65) to supply 600 tons of P.A.P. cold mix asphalt for winter road repairs at a price of $18.75 per ton delivered to the City Yard, and being the only quotation received, be accepted.

(*Note: Report of the Commissioner of Works and summary of quotation are attached as Schedule 'F' - 2 pages*)

CARRIED

7. That, as recommended by the Director of Purchasing, Tender No. 79-37 (Automotive Equipment) be awarded in part as follows:

"A" - 2 Sub-Compact Cars for Parking Department

Edwards Ford-Mercury Limited in the amount of $9,491.97, Tax Included, FOB Delivered being the lowest bid and includes the deduction of a trade-in allowance.

"B" - 1 Window Van for Transportation Department; 1 4-Wheel Drive Pick-up Truck with Plow; 1 Crew Cab Pick-up Truck for Parks Department and 1 Cab & Chassis for the Works Department

Window Van - Edwards Ford-Mercury Ltd., in the amount of *$6,269.13*, Tax included, FOB Delivered, being the lowest tender of Five Bids received.

4-Wheel Dr.- Pick-up - As the low bidder Revell Motor Sales Limited at $9,231.96, tax included, less trade, has requested that his bid be withdrawn, it is recommended that the bid of Edwards Ford-Mercury Ltd., in the amount of $10,239.90, Tax included, FOB Delivered, be accepted it being noted that this was the second lowest bid.

1 Crew Cab Pick-up - Collins Chev-Olds. Ltd., in the amount of $8,998.70, tax included, FOB Delivered, being the lowest of 3 tenders received.

REPORTS (Cont'd)

Report No. 94 - Chief Administrative Officer

7. (Cont'd)

Cab and Chassis	- Edwards Ford-Mercury Ltd. in the amount of $5,168.10, Tax included, FOB Delivered, being the lowest of five tenders received.

- it being noted that sufficient unencumbered funds have been provided in the approved 1979 budget.

(Note: *Summary of Tender No. 79-37, report of the Purchasing Department, and a letter from Revell Motor Sales, withdrawing its tender are attached as Schedule "G" - 11 pages.)*

CARRIED

8. WHEREAS the Corporation of the City of Kingston and the Kingston Bus for the Handicapped executed an agreement to provide bus service for the physically disabled within the Corporation of the City of Kingston; and

WHEREAS the Ministry of Transportation and Communications, in their letter dated August 2, 1979, a copy of which is attached hereto, require certain amendments to this agreement;

THEREFORE BE IT RESOLVED that, as recommended by the Ministry of Transportation and Communications, and subject to the approval of the Kingston Bus for the Handicapped, the agreement between the Corporation of the City of Kingston and the Kingston Bus for the Handicapped, dated June 25th, 1979, be amended by inserting the following additional clauses:

a) At least the published fare rates of the municipal transit system must be charged;

b) That provision be made for the inclusion of an eligiblility of passengers clause, and the establishment of an Eligibility Committee.

it being noted that the Ministry has agreed that the parties do not have to establish an hourly rate for the time being, but that this matter could be reviewed next year.

(Note: *Report of the City Treasurer is attached as Schedule "H" - 2 pages)*

CARRIED

REPORTS (Cont'd)

Report No. 94 - Chief Administrative Officer

9. WHEREAS, under the terms of Contract 79-3W between the City of Kingston and D.A. Foley Limited, Contractor, a final course of asphalt is to be placed on Concession Street in the spring of 1980, under Phase II of the said contract; and

WHEREAS due to the rapidly increasing costs of crude oil, the cost of asphalt is rising at a rate above the normal inflation rate; and

WHEREAS the contractor has requested that he be permitted to place the final course of asphalt immediately, rather than waiting for Spring of 1980, and this option would also prove of some benefit to the City;

THEREFORE BE IT RESOLVED that, as recommended by the Commissioner of Works, Contract 79-3W between the City of Kingston and D.A. Foley Limited, be amended to include Phase II in Phase I on the basis that trench settlement will be corrected, as required by the Commissioner of Works and at the expense of the contractor.

(Note: Report of the Commissioner of Works is attached as Schedule "I" - 2 pages)

CARRIED
(See following motion)

Moved by Ald. Gorham,
Seconded by Ald. Webb,

That D.A. Foley Limited be required to pay to the City of Kingston, as provided for under Contract 79-3W, liquidated damages in the amount of $300. for each and every calendar day's delay in finishing the work in excess of the number of working days prescribed; i.e., 2½ days = $750.

CARRIED

10. That, as recommended by the Purchasing Department and the Administrator of Traffic, Streets and Parking, the tender of Limestone Demolition to purchase and remove the buildings located at 132, 138 and 140 Queen Street, at a total sale price of $100.00, be accepted, being the highest tender received, and that the Mayor and Clerk be authorized to sign the necessary contract.

-and further -

That the tender of Ontario Demolition Contractors be rejected on the basis that it does not conform to our Invitation to Tender.

(Note: Report of the Administrator of Traffic, Streets and Parking is attached as Schedule "J" - 2 Pages).

CARRIED

REPORTS (Cont'd)

Report No. 94 - Chief Administrative Officer

11. It is reported that the City of Kingston called for tenders for the sale of property at Bath Road and Portsmouth Avenue in accordance with a tender prepared by the City Treasurer.

Tenders closed on September 12th 1979 and no bids were received.

(Note: A copy of the report of the City Treasurer is attached herewith as Schedule "K" - 5 Pages).

RECEIVED FOR INFORMATION

Ald. Webb withdrew at 10:55 p.m. and returned at 10:56 p.m.

Moved by Ald. Webb,
Seconded by Ald. Miller,

That, in accordance with Rule No. 16 of By-Law No. 1, permission be granted to continue the City Council meeting until completion of the agenda.

CARRIED
Ald. Clements opposed

12. That, as recommended by Mayor Keyes and the Chief Administrative Officer, By-Law No. 1, be amended on third reading to provide that if in the discretion of the Mayor and Chief Administrative Officer, there are not sufficient items of business to warrant holding a meeting, the members of Council be notified on the Friday preceding the regular meeting date that the meeting has been cancelled.

TABLED
(See following motions to table and amend)

Moved by Ald. Clark,
Seconded by Ald. Tarnowecky,

That Clause 12, Report No. 94, be amended to add the word "regular" before the word "meeting" in lines 6 and 8 and the following words added at the end of the sentence: "and that a substitute meeting dealing with a specific topic to be determined has been called."

LOST 5:9

Moved by Ald. Hawkins,
Seconded by Ald. Knapp,

That Clause 12, Report No. 94 be amended to provide that: (1) Regular Council Meetings shall be held on the 2nd and 4th Monday's and, (2) On the third Monday of each month there will be a meeting of Department Heads and Council to discuss items such as Budget, Planning Policies, Negotiations, etc.

TABLED
(See following motion)

REPORTS (Cont'd)

Report No. 94 - Chief Administrative Officer

12. (Cont'd)

Moved by Ald. McArthur,
Seconded by Ald. Clark,

That the motion of Ald. Clark and Ald. Tarnowecky and Clause 12, Report No. 94 be tabled until the meeting of Council to be held on November 19, 1979.

CARRIED

13. WHEREAS the following Notice of Motion was presented at the meeting of City Council held on September 10th 1979:

"Moved by Alderman Knapp,
Seconded by Alderman Hawkins,

WHEREAS, periodic property re-assessments penalize and adversely affect the incentive to make improvements to the property;

AND WHEREAS, conversely, re-assessment encourages some owners to allow their properties to fall into disrepair;

AND WHEREAS, properties, on the average, change hands every 3 to 5 years;

AND WHEREAS, fixing the re-assessment date as part of, and condition of sale of the property would essentially mean the property would be re-assessed at a frequency possibly greater than is currently the practice;

AND WHEREAS, the mill rate increases should be the vehicle whereby communities meet their financial requirements;

THEREFORE, it is requested that the study to consider implementation of equalized assessment in the City of Kingston include a study of the feasibility of all equalized assessments being undertaken as a condition of the sale of a property";

AND WHEREAS the Ministry of Revenue has now been requested to advise whether a study on the feasibility of all equalized assessments being undertaken as a condition of sale of a property can be done by the Assessment Branch of the Ministry as part of the study requested by the City of Kingston with regard to the feasibility of implementing equalized assessment in the City of Kingston;

THEREFORE IT IS REQUESTED that Council vote on the Notice of Motion to determine whether or not if the Ministry notified that the study can be done that it is the wish of Council that they be instructed to do so.

(Note: A copy of the City Solicitor's report with regard to whether or not the implementation of equalized assessment as a condition of sale of a property is possible under present legislation is attached as Schedule "L". 2 pages)

TABLED
(See following motion to Table)

REPORTS (Cont'd)

Report No. 94 - Chief Administrative Officer

13. (Cont'd)

Moved by Ald. Knapp,
Seconded by Ald. Gorham,

That Clause 13, Report No. 94 be tabled until the meeting of Council on September 24, 1979.

CARRIED

Ald. Gorham declared a conflict of interest with Clause 14 *since he owns Pat's Grocery.*

14. WHEREAS at the meeting of City Council held on August 30th 1979, the following Notice of Motion was referred to the City of Kingston Planning Board:

"Moved by Alderman Bishop
Seconded by Alderman Clark

That the current owners of properties listed in Report No. 86, Clause 2, be notified by the Planning Board that the zoning of their properties is being reviewed and that their input is requested.";

AND WHEREAS this matter was reviewed and discussed at the Planning Board Meeting held on September 12th 1979 and the Recommendation contained in Clause 5, Report No. 93 was approved for presentation to Council;

THEREFORE Council is requested to note the attached letter from Ms. L. Haver, explaining the action undertaken by the Planning Board which in essence indicates that in the view of the Planning Board no notification should be sent to the property owners.

(Note: See Schedule "M" attached hereto.) (1 Page)

REFERRED TO THE CITY OF KINGSTON PLANNING BOARD
(See following motion of referral)

Moved by Ald. Bishop,
Seconded by Ald. Clark,

That Clause 14, Report No. 94 be referred to the City of Kingston Planning Board.

CARRIED
Ald. Gorham abstained from voting

REPORTS (Cont'd)

Report No. 94 - Chief Administrative Officer

15. That, as recommended by the Public Utilities Commission, the following resolution of the City of Kitchener not be endorsed it being noted that this recommendation was made by the Commission as the general opinion was that municipalities already receive subsidies from the Province for streets and highways, and Municipal Transit Systems are subsidized by the Province, for both Capital Works and Operational expenses, and a reduction in fuel taxes from Municipal Transit Systems could have an effect on Provincial Revenues requiring increases in other taxes, or reduction in present subsidies being paid:

"That in view of reduced supplies of energy the Province of Ontario be requested to remove the Provincial fuel tax on fuel utilized for municipal transit systems which do not use Provincial highways so as to promote lower cost municipal public transportation.".

(Note: See Schedule "N" attached hereto.) (1 page)

CARRIED
Ald. Clements opposed

16. That, as recommended by the City Solicitor, as suggested by the Ontario Municipal Board in its decision with regard to the zoning of the H. & J. Bennett Properties Limited, Council consider a reasonable concession which would allow H. & J. Bennett Properties some room for extension - and - that the Administrator of Traffic, Streets and Parking and the Director of Planning and Urban Renewal be authorized to carry out Council's direction.

(A copy of the report of the City Solicitor and of the decision of the Board was distributed at the meeting)

REFERRED TO CITY OF KINGSTON PLANNING BOARD AND ADMINISTRATOR OF TRAFFIC, STREETS & PARKING

(See following motion of referral)

Moved by Ald. Webb,
Seconded by Ald. Tarnowecky,

That Clause 16, Report No. 94 be referred to the City of Kingston Planning Board and the Administrator of Traffic, Streets and Parking.

CARRIED

Respectfully submitted,

R.J. Hamilton,
Chief Administrative Officer

Schedule "A"to Report No.94
(Page 1)

MEMORANDUM

TO: R. J. Hamilton,
Chief Administrative Officer

FROM: B. G. Cousens,
City Treasurer

DATE: September 11, 1979

SUBJECT: Refund or cancellation of taxes pursuant to Section 636(a) of the Municipal Act R.S.O. 1970 Chap. 284
File 20.2

ORIGIN: Application by owner of property, or owner of business in case of business tax

ANALYSIS: Section 636(a) of the Municipal Act gives City Council authority to write-off taxes for the following reasons:

Property has become exempt.
Building was razed by fire or demolished.
Overcharged due to error.
Liable for business tax, but has not carried on business for the entire year

ALTERNATIVE: If City Council does not grant the refund or cancellati of taxes, the applicant is entitled to a hearing by City Council, and if not satisfied, may appeal to the Assess- ment Review Court, County Judge, and Ontario Municipal Board.

FINANCIAL CONSIDERATION: On these write-offs, that portion of the tax that is applicable to the school boards, is charged back to the school board. Provision for these refunds or cancellations has been made in the budget. Those businesses who have discontinued, and re-located in another area of the city are assessed by the Regional Assessment Offic and are processed through the Tax Department and billed for taxes at the new location. Also any business that moves in to an existing or new location are also taxed for that part of the year that they are liable for the tax. All applications for refund or cancellation of taxe are referred to the Regional Assessment office for approva and follow-up prior to being presented to Council.

RECOMMENDATION: That pursuant to Section 636(a) of the Municipal Act R.S.O. 1970 Chap. 284, the applications of persons and firms listed in the attached Schedule "A" in the amount of $52,519.71 for cancellation, reduction, or refund of taxes levied for 1979 be approved.

Schedule "A" to Report No. 94
(Page 2)

Application for Adjustment
Under Section 636a
of the Municipal Act

Roll Number	Name of Applicant	Address of Taxes Appealed	Reason	# of Mos.	B R,C	General	Garbage	Public School	Sep. School	Second. School	D. T. Levy	Penalty	Refunds Public	Refunds Separate	Cancellations Public	Cancellations Separate
010 010 00900 0100 001A	Terrance O'Hara	221 King	Relocated	10	B	90.64		41.84		36.05		3.38			171.91	
010 020 11900 0020 001D	Dr. R. Thomson	115 L. Union	Relocated	11	B	123.52		57.01		49.13		4.60			234.26	
010 110 04300 0010 001F	Rosewood Beauty Salon	206 Bagot	Closing	5	B	18.37			8.73	7.31		.68				35.09
010 120 01900 0030 001E	Dr. R. McIntyre	104 Johnson #3	Closing	9	B	58.43		26.97		23.24			108.64			
010 120 08800 0030 001H	Bryan Babcock	.275 King	Relocated	9	B	58.43		26.97		23.24		2.18			110.82	
010 120 08900 0030 001F	Jose Orti	273 King	Closing	12	B	42.62		19.68		16.96		1.58			80.84	
010 120 09200 0000 000H	Lugit Limited	39 Johnson	Vacant	12	C-R	37.56		11.55		~~12.52~~ 9.46			~~61.63~~ 58.57			
010 120 09200 0030 001F	Lugit Limited	39 Johnson	Vacant	12	B	124.95		57.67		49.70		4.64			236.96	
010 120 11200 0020 001M	Dictaphone Canada	225 Bagot	Relocated	12	B	18.13		8.37		7.21		.68			34.39	
010 130 11200 0040 001K	Vogelzang & Horner	162 Wellington	Relocated	12	B	87.22		40.26		34.69	13.90		176.07			
010 130 00400 0010 001D	Wellington Publishing	155 Wellington	Closed	12	B	62.23		28.72		24.75	10.18	2.52			128.40	
010 130 10100 0060 001D	Heineman Books	70 Princess	Closed	12	B	174.93		80.74		69.57	44.04	7.38			376.66	
010 140 00500 0030 001D	Century 21, Umpherson	258 Bagot	Relocated	11	B	717.74		331.26		285.48	106.70	28.82			1,470.00	
010 140 05900 0010 001F	MacAmey Motors	296 Princess	Closed	9	B	625.48		288.66		248.75	154.53	26.34			1,343.76	
010 140 06000 0010 001L	MacAmey Motors	Princess	Closed	9	B	373.75		172.48		148.63	92.61	15.74			803.21	
020 030 00800 0091 001K	Dave Bardeau	844 Princess	Closed	12	B	95.55		44.10		38.00		3.56			181.21	
020 030 01600 0010 001F	Alf Parks	768 Princess	Relocated	9	B	547.94		252.87		217.91		20.38			1,039.10	
020 050 06200 0010 001K	MacAmey Motors	652 Princess	Closed	12	B	797.72		368.17		317.30		29.66			1,512.85	
020 060 05800 0020 001K	McEwen Motors Ltd.	598A Princess	Sold Bus.	7.5	B	170.85		78.82		67.95		1.72	231.72		87.62	
020 060 11800 0040 001C	Murph's Barber Shop	558 Princess	Closed	9	B	25.36		11.70		10.08		.94			48.08	
020 070 08300 0020 001D	Cornacchia Tailoring	268 University	Relocated	8.5	B	8.33		3.82		3.23		.30			15.68	
020 110 02500 0040 001M	Gael's Friendly Corner	259 University	Closed	12	B	117.60		54.28		46.77		4.38			223.03	
020 130 07300 0020 001B	Watts Fabric Shop	348 Princess	Closed	12	B	191.10		88.20		76.01	47.98	8.06			411.35	
020 140 01300 0030 001G	R. J. Reid & Sons Ltd.	Brock & Barrie	Closed	10	B	74.31		34.30		29.56	19.10	3.14			160.41	
020 140 02500 0000 000B	Dujan Investments	386-388 Princess	Bldg. Dem.	8	R	734.25	74.85	358.79		309.20		29.54			1,506.63	
020 140 02500 0000 000B	Dujan Investments	386-388 Princess	Bldg. Dem.	8	C	250.83	21.73	115.78		99.76		9.76			497.86	
020 140 03000 0030 001G	Modern Taxi	398½ Princess	Closed	12	B	212.17		97.92		84.39	53.22	8.96			456.66	
020 140 03200 0000 000E	Anderson Bros. Ltd.	Princess	Vacated	11	C-R	65.93		20.27		17.48			103.68			
020 140 03200 0010 001F	Anderson Bros. Ltd.	Princess	Closed	11	B	329.68		152.16		131.13	33.33		646.30			
020 140 06500 0000 000A	Anderson Bros. Ltd.	Garrett	Vacated	11	C-R	25.12		7.72		6.66			39.50			
020 140 06500 0010 001B	Anderson Bros. Ltd.	Garrett	Closed	11	B	125.31		57.84		49.84			232.99			
030 010 01500 0030 001H	Frontenac Elevator Co.	24A Chatham	Vacated	12	B	38.22		17.64		15.20		1.42			72.48	
030 020 01300 0000 000H	David Lam	366 Division	Dem. Gar.	12	R	12.50	1.28	6.11		5.26			25.15			
030 030 00200 0000 000G	Nancy Fernetich	57 Chatham	Dem. Ant.	12	R	5.00	.51	2.44		2.10			10.05			

Schedule "A" to Report No. 94
(Page 3)

Application for Adjustment Under Section 636a
of the Municipal Act - June, 1979

Roll Number	Name of Applicant	Address of Taxes Appealed	Reason	# Mos.	B R,C	General	Garbage	Public School	Sep. School	Second. School	D. T. Levy	Penalty	Refunds Public	Refunds Separate	Cancellations Public	Cancellations Separate
030 030 08100 0010 001H	Municipal Planning Consultant	449 Princess	Relocated	10.5	B	213.46		98.49		84.84		3.83	14.17		386.45	
030 030 08500 0030 001H	Metropolitan Life	461 Princess	Relocated	12	B	1,104.95		509.97		429.60		41.08			2,095.50	
030 030 10000 0020 001A	Bodwin Van Doornink	491 Princess	Closed	12	B	78.40		36.18		31.19		2.92			148.69	
030 030 10500 0060 001G	William Kastein	503A Princess	Closed	12	B	31.36		14.90		12.48		1.18			59.92	
030 030 11200 0000 000M	Frontenac Elevator	2 Creighton	Dem. House	12	R	71.22	7.27	34.81		29.99			143.29			
030 040 03000 0020 001A	T. Cardarelli	332A Barrie	Closed	9	B	67.25		31.04		26.75	17.28	2.84	.56		144.60	
030 040 03900 0030 001K	Yogia Kahar	357 Princess	Closed	12	B	83.30		38.45		33.13	21.56	3.52			179.96	
030 040 11600 0000 000H	Artinsa McCullough	329-333 Queen	Dem. Bldg.	10	R	182.55	18.62	89.21		76.87		7.34			374.59	
030 070 09800 0020 001D	Cascade Candles	157 Queen	Relocated	8	B	65.65		30.30		26.11	16.80	2.78			141.64	
030 080 10200 0010 001G	Dover's Limited	155 Princess	Reduced Stores	12	B	1,476.17		681.30		587.15		54.88			2,799.50	
030 140 06000 0000 000B	Pereira Construction Ltd.	336 Sydenham	Dem. House	12	R	91.23	9.31	44.58		38.41			183.53			
040 010 03800 0000 000M	Phylis Pelow	817 Montreal	Dem. Garage	12	R	5.83	.60	2.93		2.46		.24			12.06	
040 010 08900 0000 000E	Ilona Meszaros	493 Rideau	Dem. Bldg.	12	R	6.25	.64	3.05		2.63		.26			12.83	
040 020 00100 0070 001K	Paul Arno Ltd.	2 Cataraqui	Closed	12	B	920.22		424.71		366.02		34.22			1,745.17	
040 020 05500 0010 001F	Union Food Service	18-26 James	Closed	12	B	107.81		49.73		42.89		4.00			204.43	
040 030 03800 0060 001K	Nick Giannakouris	277 Montreal	Closed	12	B	56.84		26.23		22.61		2.12			107.80	
040 050 11200 0000 000A	Gerald Bryant	14 Chestnut	Dem. Garage	11.5	R	4.37	.34	2.07		1.84		.18			8.80	
040 090 12000 0010 001A	MacGregor the Mover	143 Russell	Closed	8	B	742.36		342.65		295.26		27.62			1,407.89	
040 100 11100 0020 001K	Don Jeffrey Motors	398 Patrick	Closed	12	B	70.56		32.56		28.07		2.62			133.81	
040 110 05200 0020 001D	Barry Confectionary	688 Montreal	Closed	9	B	7.35			3.49	2.92				13.76		
040 110 08500 0000 000F	Stanley Gavel	40 Hickson	Dem. Gar.	12	R	6.64	.68	3.26		2.81			13.39			
040 110 09300 0010 001H	Canadian Auto Refinishers	60 Hickson	Moved	12	B	90.16		41.61		35.86		3.36			170.99	
040 110 09400 0020 001L	Buff'n Glow	70 Hickson	Closed	12	B	66.15		30.53		26.31		2.46			125.45	
040 110 10700 0010 001A	Kingston Auto Body	16 Harvey	Closed	12	B	391.51		180.69		155.73		14.56			742.49	
040 130 15100 0000 000G	Tony Romeo	1173 Montreal	Dem. Bldg.	12	R	37.90	3.87	18.52		15.96		1.52			77.77	
040 150 02900 0020 001H	Rockdale Dairy Store	1180 Montreal	Vacated	12	B	147.00			69.85	58.47		5.50				280.82
040 150 34300 0030 001F	Cataraqui Distribution	North	Vacated	12	B	25.97		11.99		10.33		.96			49.25	
050 020 08200 0020 001K	Paul Tierney	501 Frontenac	Relocated	12	B	138.67			65.89	55.16		5.50				265.22
050 030 02500 0020 001D	H O J National Leasing	500 Albert	Closed	12	B	61.25		28.27		24.36		2.28			116.16	
050 030 03100 0010 001E	Valerie Alajtnar	635 Princess	Relocated	8	B	62.05		28.64		24.68		2.30			117.67	
050 050 03100 0210 001L	Royal Insurance	797 Princess	Relocated	12	B	1,575.35		727.07		626.61		58.58			2,987.61	
050 050 03100 0220 001C	Royal Insurance	797 Princess	Relocated	12	B	163.17		75.31		64.90		6.06			309.44	
050 050 03100 0230 001G	Royal Insurance	797 Princess	Relocated	12	B	144.55		66.71		57.50		5.38			274.14	
050 050 03100 0240 001M	Royal Insurance	797 Princess	Relocated	12	B	144.55		66.71		57.50		5.38			274.14	
050 050 03100 0260 001H	George Dalton	797 Princess	Relocated	12	B	72.53		33.47		28.84		2.70			137.54	
050 050 03100 0280 001E	Royal Insurance	797 Princess	Relocated	12	B	217.07		100.18		86.35		8.08			411.68	
050 050 03100 0330 001L	Royal Insurance	797 Princess	Relocated	12	B	470.40		217.11		187.10		17.50			892.11	

Schedule "A" to Report No. 94
(Page 4)

Application for Adjustment
Under Section 636a of the
Municipal Act

August,

Roll #	Owner	Address of Taxes Appealed	Reason	# of Mos.	B R C	General	Garbage	Public School	Separate School	Second. School	D. T. Levy	Penalty	Refund		Cancellation	
													Public	Separate	Public	Separate
010 010 00900 0080 001H	Stuart Patterson	221 King St. E.	Ceased Bus.	8	B	60.42		27.89		24.02		3.36			115.69	
010 110 02100 0050 001L	Philip Golomb	122 Sydenham	Moved Out	12	B	251.37		116.02		99.98	38.11	15.15			520.63	
010 130 11600 0010 001D	Earl L. Martin	259 Bagot	Ceased Bus.	12	B	329.77		152.20		131.17	49.64	19.89			682.67	
010 130 12500 0000 000B	Mary A. Dix	106-110 Princess	Vacated	8	C - R	396.31		122.12		105.14		1.38	485.80		139.15	
010 130 12500 0010 001C	Steintron International	106 Princess	Moved Out	8	B	733.54		338.54		291.76	181.04	46.35			1591.23	
010 140 02400 0010 001C	Bata Shoe Store	166 Princess	Ceased Bus.	11	B	1259.42		581.27		500.93	186.67		2528.29			
010 140 02600 0110 001B	Katherine Vineski	8 Montreal	Sold Business	7½	B	113.92		52.57		45.30	28.57	7.20			247.56	
020 020 05900 0000 000D	Mrs. Hulton	96 Park	Moved	8	C - R	19.85			6.30	5.27				31.42		
020 020 05900 0020 001K	Mrs. Hulton	96 Park	Moved	8	B	39.52			18.78	15.72				74.02		
020 030 00600 0030 001F	Commerce Capital	850 Princess	Ceased Bus.	6	B	170.28		78.57		67.73		9.51			326.09	
020 060 02900 0020 001E	Bourdeau Heating	Mack	Ceased Bus.	8	B	207.72			98.71	82.62		10.95		24.25		375.75
020 060 11800 0030 001L	Margaret Murphy	588 Princess	Relocated	5	B	25.72		11.87		10.23		1.44	7.02		42.24	
020 060 11900 0020 001D	Marian Flower	556 Princess	Relocated	12	B	11.27		4.48		5.20		.63			21.58	
020 140 02500 0010 001C	Jim Canellos	386 Princess	Closed	8	B	75.12		34.67		29.88	19.12	1.59			160.38	
030 040 01200 0070 001A	L. W. Hoferer Furniture	322 Queen	Closed	12	B	41.16		19.00		16.37	11.23	2.64			90.40	
030 090 02600 0040 001C	Tip Top Tailors	117 Princess	Closed	10	B	613.27		283.05		243.92	91.30	36.96			1268.50	
040 010 02700 0000 000E	Vaclav Cernik	833-837 Montreal	Fire	10½	R	183.22	18.69	89.56		77.17		11.07			379.71	
040 010 02700 0000 000E	Vaclav Cernik	833-837 Montreal	Fire	10½	R	89.98	9.19		45.26	37.90		5.46				187.79
040 030 00100 0000 000M	Gus Boritois	63 Charles	Dem. Bldg.	7½	R	66.12	6.75	32.33		27.83			133.03			
040 030 00100 0000 000M	Gus Boritois	63 Charles	Dem. Bldg.	7½	C	58.80	5.10	27.14		23.39			114.43			
040 030 00100 0010 001A	Gus Boritois	63 Charles	Dem. Bldg.	7½	B	29.09		13.43		11.55			54.07			
040 100 01600 0040 001M	Thomson Bldg. Service	540 Montreal	Vacant	12	B	367.50		169.61		146.18		20.49			703.78	
040 100 10000 0010 001L	Huron Chemical	Duff	Vacated Bldg.	12	B	119.07		54.96		47.36		6.63			228.02	
040 110 15802 0010 001H	A & C Construction	218 Elliott	New Business	12	B	144.06		66.48		57.30		8.04			275.88	
040 150 34300 0000 000H	Canadian Pacific	Railway	Dem. Bldg.	8	C	309.29	26.80	142.76		123.01			601.86			
050 050 07300 0140 001C	Wilson & Gorham	837 Princess	Vacated	7½	B	98.33		45.38		39.08		5.49			188.28	
050 070 01100 0000 000H	Edward Castro	712 Victoria	Mar. Addition	2	R	8.40	.85	4.10		3.53			16.88			
050 070 01100 0000 000H	Edward Castro	712 Victoria	Mar. Addition	2	R	17.92	1.82		9.00	7.53				36.27		
050 140 15600 0010 001E	Nedco Ltd.	Counter	Sold Bus.	12	B	1628.27		751.50		647.65		90.81			3118.23	
060 102 00900 0020 001E	Dylex Limited	Princess	Reduced Area	9	B	398.37		183.85		158.43			740.65			
060 102 00900 0021 001L	Dylex Limited	Princess	Reduced Area	9	B	39.32		18.15		15.64			73.11			
070 150 05900 0000 000M	Cataraqui Conservation	1133 King	Dem. Bldg.	12	R	81.63	8.33	39.90		34.38			164.24			
070 200 17600 0031 001M	Oriental Imports	546 Princess	Vacated	10	B	8.16		3.77		3.25		.45			15.63	
030 040 11600 0000 000H	Artinsa McCullough	329-333 Queen	Bldg. Dem.	2	R	36.53	3.71	17.83		15.36		2.19			75.62	
						8032.72	81.24	3483.00	178.05	3151.78	605.68	307.68	4919.38	165.96	10191.27	563.54

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Application for Adjustment Under Section 636a
of the Municiapl Act - June 1979

Roll Number	Name of Applicant	Address of Taxes Appealed	Reason	# Mos.	B R,C	General	Garbage	Public School	Sep. School	Second. School	D.T. Levy	Penalty	Refunds		Cancellations	
													Public	Separate	Public	Separate
050 050 03200 0100 001A	Royal Insurance	Tower	Relocated	12	B	80.85		37.31		32.16		3.00			153.32	
050 050 07300 0130 001L	Doug Robinson	837 Princess	Vacated	11	B	176.52		81.47		70.21		6.56			334.76	
050 050 07500 0030 001C	Barbara Davies	861 Princess	Vacated	12	B	202.86		93.63		80.68		7.54			384.71	
050 060 01200 0040 001C	Ontario Electrical Construction	1085 Princess	Relocated	12	B	121.03		55.86		48.14		4.50			229.53	
050 070 14900 0000 000A	Dietrich, Rohde, Trustee	16 Kingscourt	Removed Bath	12	R	14.58	1.49	7.12		6.14			29.33			
060 020 11500 0000 000F	W. Kingsley	20 Howard	Fire	1	R	24.57	2.51	12.01		10.35			49.44			
070 200 17600 0030 001F	Oriental Imports	546 Bath	Closed	11	B	41.32		19.07		16.44		1.40	7.01		71.22	
060 020 18200 0010 001C	Marilyn & Bob Greenwood	1390 Princess	Relocated	9	B	595.35		274.75		236.76		22.14			1,129.00	
060 020 18300 0080 001G	J. & W. Laundromat	1412 Princess	Sold Bus.	10	B	160.05		73.87		63.66		5.96			303.54	
060 020 18300 0081 001A	J. & W. Laundromat	1412 Princess	Sold Bus.	10	B	17.15		7.91		6.82		.64			32.52	
060 080 09500 0000 000E	Laurene & George Singleton	33 McMichael	Dem. Gar.	12	R	5.41		2.65		~~2.53~~ 2.25			~~10.59~~ 10.34			
060 102 00900 0370 001A	Seymour Shoes	1084 Princess	Reduced Area	11	B	63.78		29.44		25.37			118.59			
060 102 00900 0371 001F	Seymour Shoes	1084 Princess	Reduced Area	11	B	8.80		4.06		3.50			16.36			
060 120 00300 0010 001M	Fed. Business Development Bank	16 Bath	Exempt	12	B	1,203.93		555.65		478.87		44.76			2,283.21	
060 120 00300 0011 001E	Fed. Business Development Bank	16 Bath	Exempt	12	B	64.68		29.85		25.73		2.40			122.66	
070 070 11100 0010 001K	Burnbrae Farms Ltd.	15 Davidson	Relocated	9	B	~~318.99~~ 239.24			~~151.58~~ 113.66	~~126.88~~ 95.14		~~11.94~~ 8.96				~~609.39~~ [illegible]
070 080 11900 0070 001M	Cataraqui Bay Yachts	53 Yonge	Sold	8	B	241.36		111.40		96.00		8.98			457.74	
070 150 00801 0010 001H	Cataraqui Bay Marina	King	Sold	12	B	27.44		12.66		10.91		1.02			52.03	

Schedule"B" to Report No.94
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 3-7.2

September 12, 1979

MEMORANDUM

TO: Mayor Keyes and Members of Council

FROM: R.J. Hamilton, C.A.O.

RE: LEASES - 370 KING STREET WEST

We are forwarding herewith three leases for Counci approval.

We have discussed these matters with Mr. D. Fluhre who has indicated that the conditions of the Leases are in accordance with Council policy in these matters and as suc we recommend that Council thereby approve same.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

Schedule "B" to Report No. 94
(Page 2)

SEP 12 1979

EMORANDUM

DEPARTMENT
OF
PARKS AND RECREATION

O: R. J. Hamilton, C.A.O.

ROM: Douglas R. Fluhrer, Commissioner.

ATE: September 12, 1979.

E: LEASES - 370 KING STREET WEST
a) Native Community Services
b) Kingston Lapidary & Mineral Club
c) Kingston Oldtimers Amateur Radio Association

attach three leases, as noted above, for your attention and referral o Council.

hese are the last of the leases for 370 King Street W. which have een revised and updated by my staff and the City Solicitor.

he leases are in good order and as per the policy of Council, and I ecommend their approval.

ouglas R. Fluhrer,
ommissioner.

RF/sw
ttach.

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE City Solicitor

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. L-118

MEMORANDUM

TO: Mr. D. Fluhrer,
Commissioner of Parks & Recreation

FROM: Norman C. Jackson,
City Solicitor

DATE: August 16, 1979

RE: LEASE - NATIVE COMMUNITY SERVICES - 370 KING STREET, WEST

As requested by you in your memo of August 3, 1979, I have made the change with regard to the above-mentioned lease, and include herewith a photocopy of the lease for submission to Council.

NJackson

Norman C. Jackson,
City Solicitor.

:dg
encl.

P.S.: I also include herewith your copies of the leases for Kingston Lapidary & Mineral Club and Kingston Oldtimers Amateur Radio Association, with sketches attached, for your submission to Council.

PARKS AND RECREATION
AUG 17 1979
REC'D.

Schedule "C" to Report No. 94
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer
CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 17-2.1

September 12, 1979

MEMORANDUM

TO: Mayor Keyes and Members of Council

FROM: R.J. Hamilton, C.A.O.

RE: LEASE RENEWAL - CONFEDERATION BASIN - LEASE #84721

We are forwarding herewith a Lease Renewal for Confederation Basin. The members of Council will take note that the new conditions are 15% of all gross revenue rather than the old term of $100.00 per year. It is anticipated that this will cost the City up to $2,000. in 1979 based on the increase in gross revenue.

Council should be aware also that this is a similar condition that we have in our Lease with the Olympic Harbour site.

We would therefore recommend that the Mayor and Clerk be authorized to sign this request for legal document at this time. The next step would be the presentation of a by-law for Council consideration.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

Schedule "C" to Report No. 94
(Page 2)

SEP 12 1979

MÉMORANDUM

**DEPARTMENT
OF
PARKS AND RECREATION**

TO: R. J. Hamilton, C.A.O.

FROM: Douglas R. Fluhrer, Commissioner.

DATE: September 11, 1979.

RE: LEASE RENEWAL - CONFEDERATION BASIN - LEASE #84721

This lease, with the Federal Department of Transport, expired on May 31st, 1979.

The terms of the new lease will be the same as those at the Olympic Harbour.

It is now the appropriate time to bring this matter to Council's attention and for their consideration. If they agree with the terms, then we would proceed to sign the request for the legal document outlining the terms and conditions. The next step would be the by-law.

I recommend and support this proposal and the conditions.

Douglas R. Fluhrer,
Commissioner.

DRF/sw

Schedule "C" to Report No. 94
(Page 3)

Transport Canada Transports Canada

P.O. Box 1000,
Prescott, Ontario.
KOE 1TO

(3)

Your file Votre référence

Our File Notre référence 9602-1-9

For further information Please contact: Pour de plus amples informations, prière de communiquer avec: W. N. Parsons

Tel. – Tél. (613) 925-2865

April 5, 1979.

APR - 6 1979

The Corp. of the City of Kingston,
City Hall, 216 Ontario St.,
KINGSTON, Ontario.
K7L 2Z3

Att'n: Mr. R. Hamilton

Dear Sir:

As we discussed yesterday, the City of Kingston's Lease # 84721 expires on May 31, 1979 and in keeping with Treasury Board's policy concerning leasing of Federal lands to municipalities, the rental on the renewed lease will differ significantly from that of the old lease.

For your convenience, I have prepared a request for legal document outlining the proposed terms and conditions for renewal and if this meets with your approval please sign this document and return to this office at your earliest convenience.

Yours truly,

W. N. Parsons,
District Supt. Harbours & Ports,
Canadian Coast Guard.

WNP/kf
Encl.

Transport Canada Transports Canada

DISTRIBUTION – *DISTRIBUTION*

H.Q. FILE No.– *Réf. bur.*

REGIONAL FILE NO –

REQ'N NO – *No de la dem*

REFERS TO – *Objet:*

REQUISITION FOR LEGAL DOCUMENT REVENUE REPORT ***DEMANDE DE PRÉPARATION DE DOCUMENTS JURIDIQUES ET RAPPORT DE RECETTES***

1. SERVICE
Coast Guard Canada

2. ISSUED AT – *Lieu*
Prescott

3. DATE
April 5/79

4. SITE CONCERNED – *Emplacement en cause*
Kingston Harbour

5. TYPE OF DOCUMENT RECOMMENDED – *Genre de document recommandé*
Lease

REGIONAL DOCUMENT *Document régional*

H. Q. DOCUMENT *Document central*

6. APPLICANT'S NAME AND HEAD OFFICE ADDRESS – *Nom et adresse du bureau du demandeur*

Corp. of City of Kingston,
City Hall, 216 Ontario St.,
Kingston, Ontario. K7L 2Z3

7. APPLICANT'S MAILING ADDRESS FOR BILLING – *Addresse postale du demandeur po facturation*
Same

8. DESCRIPTION OF LEASED LAND, PREMISES, PRIVILEGE OR SERVICE – *Description des terrains, locaux ou services loués et privilèges*

Same as in Lease # 84721

9. TERM AND DATE OF COMMENCEMENT – *Durée et date d'entrée en vigueur*
5 years from June 1, 1979

10. RENTAL AND PAYMENT DUE DATES – *Loyer et dates des paiements à effectuer*
See Below

11. RENTAL RATE AND BASIS
12. PURPOSE OF OCCURANCY OR USE
13. LESSEE'S RESPONSIBILITY FOR MAINTENANCE
14. SPECIAL CLAUSES AND CONDITIONS
15. SERVICES PROVIDED BY DEPARTMENT WITHIN THE RENTAL CHARGE
16. SERVICES PROVIDED BY DEPARTMENT AT LESSEE'S COST (Extra to rental charge)
17. AMOUNT OF INSURANCE
18. PROVISION FOR RENEWAL
19. PROVISION FOR CANCELLATION

11. *Taux et base de location.*
12. *Fins de l'occupation ou de l'utilisation.*
13. *Responsabilité du locataire en matière d'entretien.*
14. *Clauses et conditions spéciales.*
15. *Services assurés par le Ministère contre le loyer perçu.*
16. *Services assurés par le Ministère aux frais du locataire (en sus du loyer).*
17. *Montant des assurances.*
18. *Disposition en vue du renouvellement.*
19. *Disposition en vue de l'annulation.*

Please draft a Supplemental Agreement renewing Lease # 84721 for a further five year term commencing June 1, 1979. Rental for the term to be as outlined below with all other terms and conditions to remain unchange

11. YIELDING and PAYING therefor, during the currency of this Lease, unto the Lessor, through the Honourable the Receiver General for Canada for the time being, in lawful money of Canada, the following rent or sums, namely:-

(a) FIFTEEN PER CENT. (15%) of all gross revenue derived by the Lessee from its operations under this Lease, as determined to the satisfaction of the Minister, payable on the first day of each succeeding month; or

(b) ONE HUNDRED DOLLARS ($100.00) per annum,

WHICHEVER IS THE GREATER AMOUNT.

Rent as herein provided will be paid without prejudice to the rights of the Lessee and the Crown to adjustment in the event that the rent specified in the Lease differs from rent specified herein. In the event that the Lessee refuses to enter into a Lease containing the above terms and in the form prepared by the Department of Transport, the Lessee shall vacate the premises and/or land forthwith and, the rent paid as herein provided shall be retained by the Department in payment of rent for the occupation of the premises and/or land.

Le loyer spécifié aux présentes sera payé sous réserve des dro locataire et de la Couronne de procéder à une correction dans où le loyer spécifié dans le bail différerait du loyer spécifié ci-des Si le locataire refuse de passer un bail comportant les te ci-dessus et dans la forme préparée par le ministère des Transport locataire devra quitter immédiatement les lieux, ou le terrain, ou uns et l'autre, et le Ministère gardera le montant du loyer payé tel prévu aux présentes pour l'occupation des lieux, ou du terrain, ou uns et de l'autre.

I/We hereby apply for a lease/licence on the above terms.

Je demande (Nous demandons) par la présente un bail ou un permis, aux conditions ci-dessus.

Applicant – *Demandeur*

Title – *Fonction*

APPROVED *APPROUVÉ*

REGIONAL OFFICER – *Fonctionnaire régional*

08-0053
9-74

Departmental Local Officer – *Fonctionnaire local du Ministère*

APPROVED *APPROUVÉ*

DEPARTMENTAL HEADQUARTERS – *Bureau central du Minist*

Schedule "D"to Report No.94
(Page 1)

SEP 12 1979

MEMORANDUM

TO: Mr. R. J. Hamilton,
Chief Administrative Officer

DATE: September 11, 1979

SUBJECT: Easement Agreement - SIMARD, 446 Frontenac Street

ORIGIN

Memorandum from Mr. N. Jackson, City Solicitor, requesting Council's authorization to execute the above mentioned agreement.

ANALYSIS

There is an old stone sewer that runs across the block confined by Princess, Frontenac, Mack and Albert Streets through private properties without an easement. This makes maintenance very difficult. It is in this location because it followed the route of a watercourse.

Future storm and sanitary sewersto service the area would cost less if this same general route is used rather than following the existing streets. The Public Works Committee authorized the Department to attempt to acquire easements as shown on the attached plan. The savings are estimated at $60,000±.

This is the second of five owners to agree subject to the terms as set forth in the agreement.

FINANCIAL

The cost of the easement will be $195.00 plus survey and registration costs. In addition, Mrs. Simard has been given a letter stating that if a tree adjacent to the proposed new sewers should die within five years after sewer construction in the easement the City will cut it down and that the sewer lateral connection from 444 Frontenac when re-connected will be relocated to the west to allow for a possible extension to 446 Frontenac Street.

RECOMMENDATION

That the Mayor and City Clerk be authorized to execute the above mentioned agreement.

D. Graham, P. Eng.
Commissioner of Works

DG/jc

Schedule "D" to Report No. 94
(Page 2)

SEP - 4 1979

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE City Solicitor

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. E-19

MEMORANDUM

TO: Mr. D. Graham, P.Eng.,
Commissioner of Works.

FROM: Norman C. Jackson,
City Solicitor.

DATE: September 4, 1979

RE: EASEMENT AGREEMENT - SIMARD
446 FRONTENAC STREET

As requested by you, I prepared an Easement Agreement between Helen Simard and The Corporation of the City of Kingston to enable the City to install and maintain a sanitary and storm sewer over the property at 446 Frontenac Street.

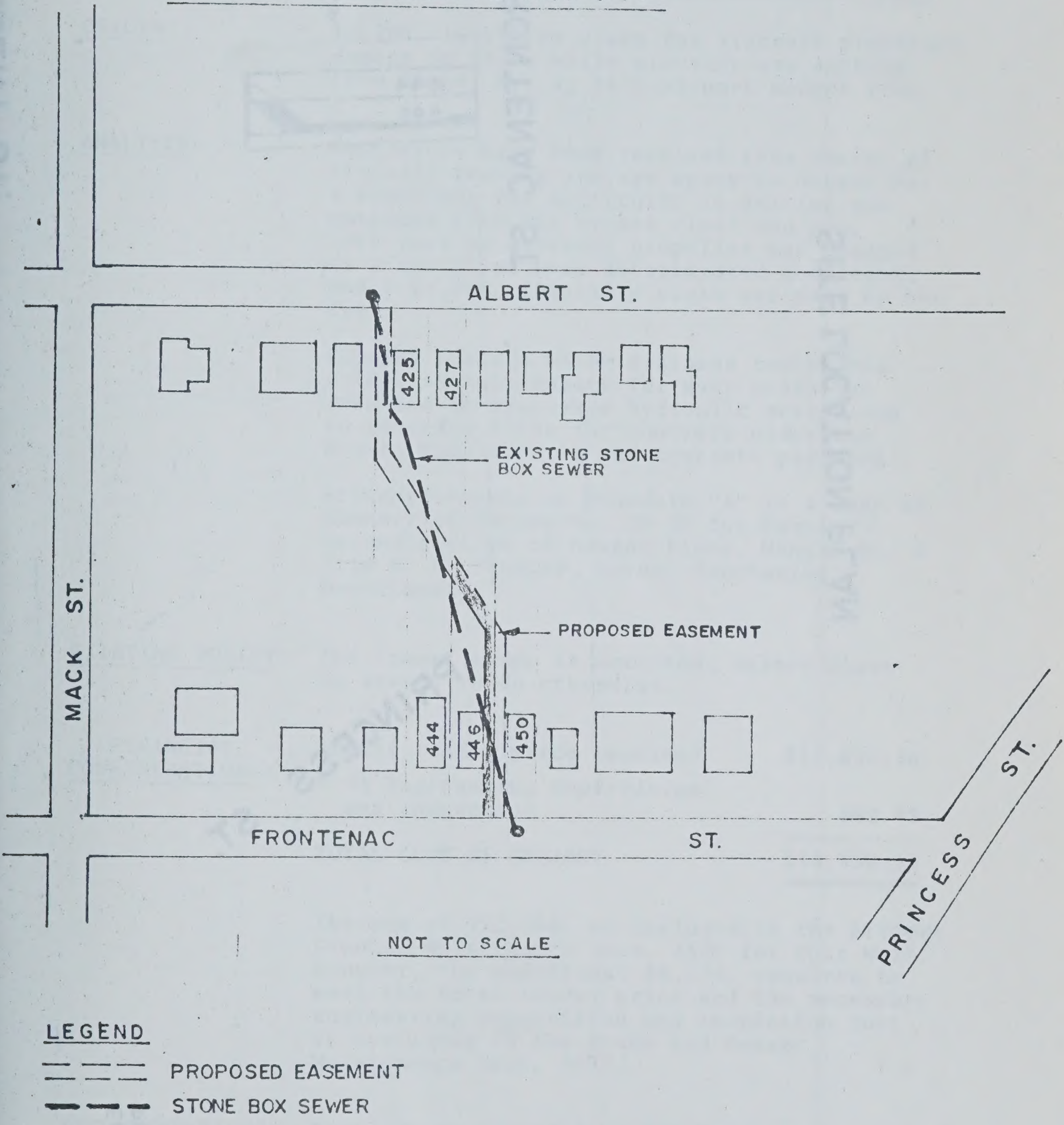
The agreement has now been executed by Mrs. Simard, and I enclose herewith a copy for your presentation to Council for its approval, in order that the Mayor and City Clerk may execute the agreement.

:dg
encl.

Norman C. Jackson,
City Solicitor.

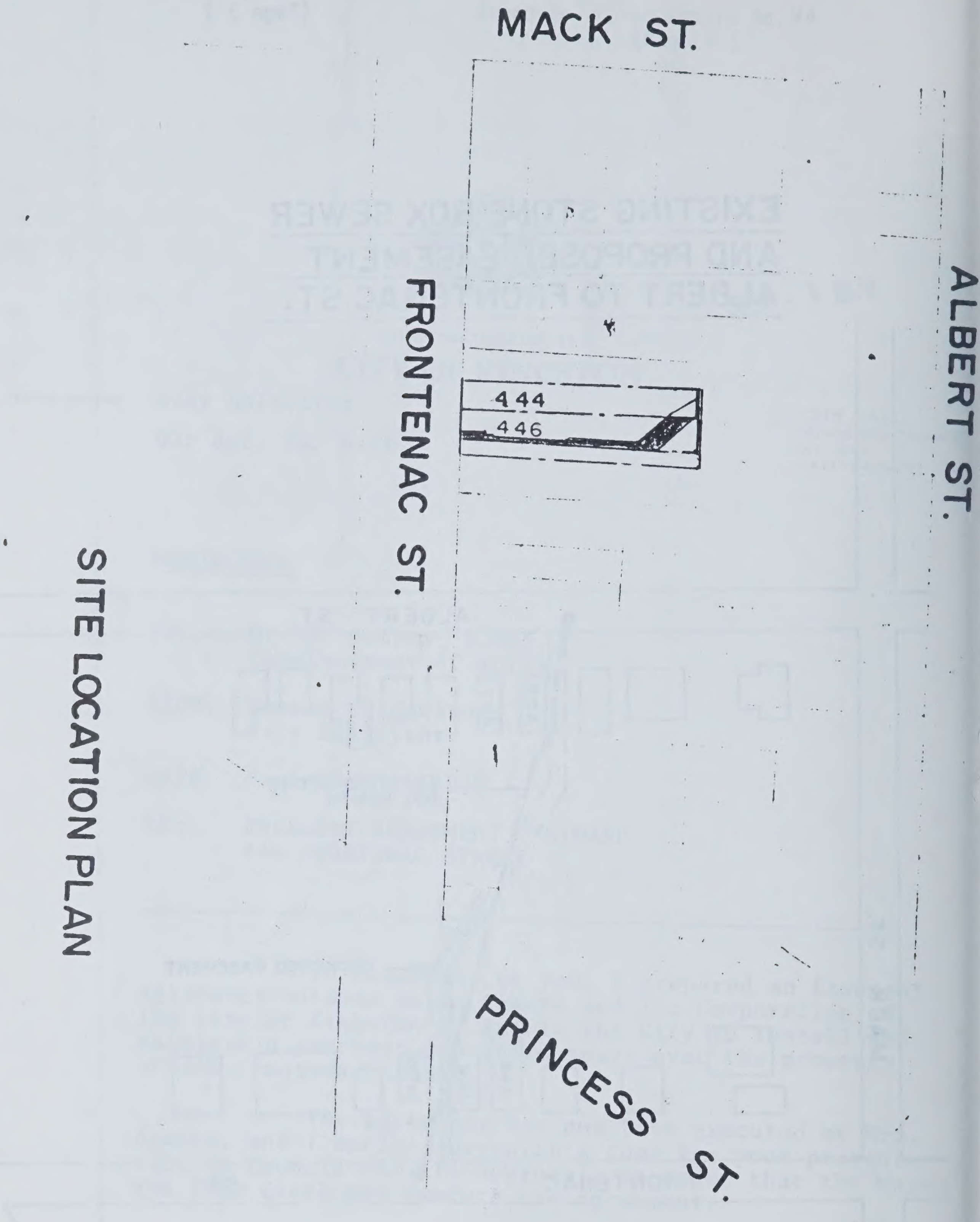
Schedule "D" to Report No. 94
(Page 3)

EXISTING STONE BOX SEWER AND PROPOSED EASEMENT ALBERT TO FRONTENAC ST.

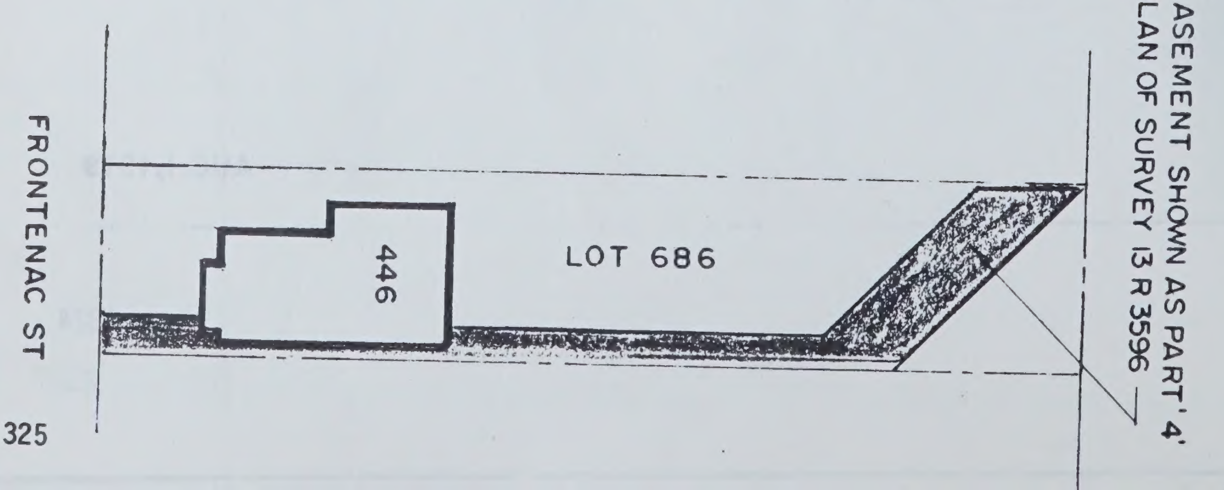

MACK ST.
ALBERT ST.
425
427
EXISTING STONE BOX SEWER
PROPOSED EASEMENT
444
446
450
FRONTENAC ST.
PRINCESS ST.
NOT TO SCALE
LEGEND
PROPOSED EASEMENT
STONE BOX SEWER

AUG. 1, 1979

Schedule "D" to
Report No. 94
(Page 4)


MACK ST.
ALBERT ST.
FRONTENAC ST.
444
446
PRINCESS ST.

SITE LOCATION PLAN


FRONTENAC ST
446
LOT 686
EASEMENT SHOWN AS PART '4'
PLAN OF SURVEY 13 R 3596

REVISED SCHEDULE E to Report No. 94
(Page 1)

MEMORANDUM

TO: R. J. Hamilton, Chief Administrative Officer

FROM: W. D. Stevens, Commissioner of Industries
and Airport Administrator

DATE: September 17, 1979

SUBJECT: AIRPORT - Repair Partial Floor Under Doors
Hangar No. 4
- Repair Ramp, Pad No. 4 to Apron

ORIGIN: $1,200. liability claim for aircraft propeller damage in 1978, while aircraft was exiting from Hangar No. 4; 1979 Airport budget item

ANALYSIS: Complaints have been received from owners of aircraft leasing storage space in Hangar No. 4 regarding the difficulty in exiting and entering over the broken floor and pad. Last year an aircraft propeller was damaged as a result of this deteriorated condition, and a $1,200. liability claim was paid by the City.

Blocked surface water drainage routes and a lack of maintenance for many years has resulted in excessive hydraulic action due to freezing below the concrete under the doors, Hangar No. 4 and concrete pad area.

Attached hereto as Schedule "A" is a copy of Summary of Tender No. 79-36 for Partial Reconstruction of Hangar Floor, Hangar No. 4 from R. J. Plumley, Buyer, Purchasing Department.

EXISTING POLICY: The lowest tender is accepted, unless there is reason to do otherwise.

FINANCIAL CONSIDERATIONS:

Lowest tender price received	$17,656.50
+ 5% Engineering Supervision and Inspection	882.83
TOTAL COST OF PROJECT	$18,539.33

The sum of $12,266. is included in the Airport Grounds Maintenance Acct. 4529 for this work. However, the additional $6,274. required to meet the total tender price and the necessary engineering supervision and inspection cost is available in the Roads and Runway Maintenance Acct. 4537.

RECOMMENDATIONS: That, as recommended by the Purchasing Department, Tender No. 79-36 for the Partial Reconstruction of Hangar No. 4 Floor be awarded to J. R. Storey Construction Company Limited in the amount of $17,656.50, being the lowest tender received; and

That an amount equalling 5% of the tender price, $882.83, for engineering supervision and inspection of this work, be authorized;

. . . . /2

SUBJECT: AIRPORT - Repair Partial Floor Under Doors Hangar No. 4
- Repair Ramp, Pad No. 4 to Apron

Continued

RECOMMENDATIONS: and further;

That the following budget transfer be approved:

	INCREASE	DECREASE
AIRPORT		
Roads and Runway Maintenance, Acct. 4537		$6,274.00
Maintenance of Grounds, Acct. 4529	$6,274.00.	

Respectfully submitted,

W. D. Stevens

W. David Stevens, A.M.E.I.C.
Commissioner of Industries
and Airport Administrator

Attachment

CITY COUNCIL MEETING NO. 36

Schedule "E" to
Report No.94
(Page 3)

SCHEDULE "A"

SUMMARY OF TENDER NO. 79-36

for

PARTIAL RECONSTRUCTION OF HANGER FLOOR HANGER #4

PERIOD OF USE: INDEFINITE
METHOD OF INVITATION: PUBLIC AND INDIVIDUAL
NO. OF INVITATIONS SENT: TWENTY

DATE OF CALLING: AUGUST 22/79
DATE OF CLOSING: SEPTEMBER 6/79
NO. OF TENDERS RECEIVED: SEVEN

QTY.	DESCRIPTION	J.R. STOREY	BENNETT PAVING	KEHOE CONSTRUCTION	EASTERN ONT. TERRAZZO	E. FAROLDI	P.M. CARTER & CO.	ACTON CONSTRUCTION
PART I	HANGER FLOOR							
# 1	EARTH EXCAVATION (GRADING) INCLUDING REMOVAL OF CONCRETE	1,105.00	2,737.50	2,605.00	1,575.00	3,825.00	2,600.00	5,950.00
# 2	GRANULAR 'A' 12" CONSOLIDATED THICKNESS	1,645.00	2,660.00	2,215.50	2,205.00	3,272.50	2,100.00	2,975.00
# 3	SUPPLY AND PLACE 6" PERFORATED PIPE	1,155.00	780.00	1,140.00	1,425.00	1,125.00	1,530.00	1,350.00
# 4	PLACING CONCRETE 6" DEPTH	4,950.00	5,400.00	5,670.00	5,625.00	4,950.00	5,625.00	7,110.00
# 5	WIRE MESH	1,350.00	1,080.00	990.00	945.00	900.00	(720.00)	1,125.00
	TOTAL PART I	10,205.00	12,657,50	12,620.50	11,775.00	14,072.50	(12,575.00)	18,510.00
PART II	RAMP RUNWAY TO APRON							
# 6	EARTH EXCAVATION (GRADING) INCLUDING REMOVAL OF CONCRETE	1,436.50	1,056.25	1,345.50	1,625.00	1,381.25	(1,852.50)	7,735.00

PURCHASE ORDER NO. ______ TO ______ $ ______ BY LAW NUMBER

SUMMARY OF TENDER NO. 79-36

for

PARTIAL RECONSTRUCTION OF HANGER FLOOR HANGER #4

PERIOD OF USE: INDEFINITE
METHOD OF INVITATION: PUBLIC AND INDIVIDUAL
NO. OF INVITATIONS SENT: TWENTY

DATE OF CALLING: AUGUST 22/79
DATE OF CLOSING: SEPTEMBER 6/79
NO. OF TENDERS RECEIVED: SEVEN

QTY.	DESCRIPTION	J.R. STOREY	BENNETT PAVING	KEHOE CONSTRUCTION	EASTERN ONT. TERRAZZO	E. FAROLDI	P.M. CARTER & CO.	ACTON CONSTRUCTION
# 7	GRANULAR 'A' 15" CONSOLIDATED THICKNESS	2,115.00	2,601.00	3,231.00	2,362.00	3,150.00	2,700.00	3,825.00
# 8	WATER FOR COMPACTION	75.00	60.00	77.65	60.00	67.50	60.00	250.00
# 9	SUPPLY AND PLACE 6" PERFORATED PIPE SUB-DRAIN	385.00	260.00	374.00	450.00	375.00	510.00	300.00
# 10	HL #6 (MOD.) 4" CONSOLIDATED THICKNESS (2 LIFTS)	2,425.00	2,135.00	2,703.00	2,800.00	2,450.00	3,100.00	3,100.00
# 11	HL #1 (MOD.)1¼" CONSOLIDATED THICKNESS	1,015.00	896.00	1,127.00	1,085.00	1,044.75	1,190.00	1,155.00
	TOTAL PART II	7,451.50	7,008.25	8,858.15	8,382.00	8,468.50	(9,412.50)	16,365.00
	TOTAL PARTS I & II	17,656.50	19,665.75	21,478.65	20,157.00	22,541.00	(21,987.50)	34,875.00

PURCHASE ORDER NO. ______ TO ______ $ ______ BY_LAW NUMBER ______

Schedule "E" to
Report No.94
(Page 5)

SUMMARY OF TENDER NO. 79-36
for
PARTIAL RECONSTRUCTION OF HANGER FLOOR
HANGER #4

PERIOD OF USE: INDEFINITE
METHOD OF INVITATION: PUBLIC AND INDIVIDUAL
NO. OF INVITATIONS SENT: TWENTY

DATE OF CALLING: AUGUST 22/79
DATE OF CLOSING: SEPTEMBER 6/79
NO. OF TENDERS RECEIVED: SEVEN

QTY.	DESCRIPTION	J.R. STOREY	BENNETT PAVING	KEHOE CONSTRUCTION	EASTERN ONT. TERRAZZO	E. FAROLDI	P.M. CARTER & CO.	ACTON CONSTRUCTION
	BREAKDOWN							
	ESTIMATED MATERIAL	5,885.50	6,518.00	NOT SHOWN	12,000.00	15,780.00	NOT SHOWN	8,054.00
	ESTIMATED LABOUR	11,771.50	13,147.75		8,157.00	6,761.00		26,821.00
	TOTAL	(17,656.50)	19,656.75	21,478.65	20,157.00	22,541.00	(21,987.50)	34,875.00
	COMMENCEMENT	SEPTEMBER 17/79	SEPTEMBER 19/79	ONE WEEK FROM NOTIFICATION	THREE DAYS FROM NOTIFICATION	IMMEDIATELY	SEPTEMBER 16/79	SEPTEMBER 10/79
	COMPLETION	SEPTEMBER 28/79	OCTOBER 17/79	FOUR WEEKS	THREE WEEKS	TWO WEEKS	OCTOBER 5/79	OCTOBER 12/79

SUMMARY OF TENDER NO. 79-36

for

PARTIAL RECONSTRUCTION OF HANGER FLOOR HANGER #4

It is recommended for consideration that the bid of J.R. Storey Construction Company Limited, in the amount of $17,656.50 be accepted being the lowest tender received.

It is also recommended that an amount equalling 5% of the above total be approved to cover the cost of having the Works Department, Engineering Section inspect/supervise this contract.

J.R. STOREY CONSTRUCTION CO. LTD.	$17,656.50
INSPECTION BY WORKS/ENGINEERING	882.83
TOTAL TENDER 79-36	$18,539.33

Respectfully submitted

R.J. Plumley

R.J. Plumley, Buyer,
for M.J. Ewart
Director of Purchasing

NOTE: Figures in brackets are corrections of errors in extensions or additions.

Schedule "F" to Report No. 94
(Page 1)

SEP 12 1979

Memo to - Mr. R.J.Hamilton, Chief Administrative Officer

Date - September 10, 1979

Subject	Inquiry No.79-65 P.A.P.
Origin	Purchasing Department to fill the needs of the Public Works Department. P.A.P. is a cold mix asphalt used for road repair from the time the hot mix plants close in the fall until they re-open in the spring.
Analysis	A letter from Mr. Plumley of the Purchasing Department is attached. For the last two years only one quote has been received. The material supplied by Bennett Paving last year was satisfactory. Considering that the asphalt plant is in the Westbrook area the 75¢ per ton quoted to haul the P.A.P. to the City Yard is very favourable to the City.
Financial	The increase in cost over 1978 is 4.2% which is reasonable.
Recommendation	That the quotation of Bennett Paving and Materials Ltd to supply 600 tons of P.A.P. asphalt for winter road repairs at a price of $18.75 per ton delivered to the City Yard be accepted.

D.Graham, P.Eng
Commissioner of Works

DG/gg
att. 1

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE
Director of Purchasing

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

September 6, 1979

Mr. D. Graham
Commissioner of Works

Subject: P.A.P.
Inquiry No. 79-65

Dear Mr. Graham:

One bid only, as setout hereunder, has been received in response to the subject inquiry.

BENNETT PAVING LIMITED -

600 Tons @ 18.75 Delivered; 18.00 F.O.B. Quarry- Westbrook
(1978-600 tons @ 18.00 Delivered; 17.25 F.O.B. Quarry)

Bennetts propose to maintain stockpile of approximately one thousand (1000) tons, but will be terminating operations December 1, 1979, and propose to commence operations May 1, 1980.

Please advise

Yours very truly

R.J. Plumley

R.J. Plumley, Buyer,
for M.J. Ewart
Director of Purchasing

RJP;jel

Schedule "G" to
Report No.94 (Page 1)

PERIOD OF USE: INDEFINITE
METHOD OF INVITATION: PUBLIC AND INDIVIDUAL
NO. OF INVITATIONS SENT: NINETEEN

SUMMARY OF TENDER NO. 79-37

AUTOMOTIVE EQUIPMENT

DATE OF CALLING: August 27, 1979
DATE OF CLOSING: Sept. 7, 1979
NO. OF TENDERS RECIEVED: SEVEN

TEM	QTY	DESCRIPTION	EDWARDS FORD	REVEL MOTORS	KINGSTON CHRYSLER	CONDIE PONTIAC	COLLINS CHEV	KINGSTON VOLKSWAGON	MAC AMEY MOTORS
		GROUP "A"							
1	2	PARKING DEPARTMENT SUB-COMPACT AUTOMOTIVE PASSENGER VEHICLE TWO DOOR BODY STYLE. SEE ITEM NO. 1 GENERAL SPECIFICATIONS GROUP A CONTAINTED HEREIN.	9,796.00	9,790.00	11,996.00	10,021.76	10,610.00	14,300.00	10,750.00
		Please Indicate: Make, 1980	PINTO	PINTO	DODGE	PONTIAC	CHEV.	VOLKSWAGON	AMC
		Model	PONY	PONY	OMNI	ACADIAN	MONZA	RABBIT	SPIRIT
		Engine	2.3L		4	4-1.6L	L4	1600	4
		H.P.	N/A	N/A	70	70	90	71	21.70
		W.B.	94.5"	94.5"	99.2"	94"	97"	94.4"	96"
		Current E.P.A. or Transport Canada Rating, litre per 100 km.	NOT SHOWN	N/A	11.1	N/A	8.0	9.2	2.5
		TOTAL	9,796.00	9,790.00	11,996.00	10,021.76	10,610.76	14,300.00	10,750.00
		TOTAL TRADE-IN ALLOWANCE	925.00	325.00	650.00	300.00	350.00	300.00	600.00
		NET DIFFERENCE	8,871.00	9,465.00	11,346.00	9,721.76	10,260.00	14,000.00	10,150.00
		PROVINCIAL SALES TAX @ 7%	620.97	662.55	794.22	680.52	718.20	980.00	(710.50)
		TOTAL T.I.P. DELIVERED GROUP A	9,491.97	10,127.55	12,140.22	10,402.28	10,978.20	14,980.00	(10,860.50)

TRADE-INS

LESS TRADE-IN ALLOWANCE FOR THE FOLLOWING GROUP "A" VEHICLES WHICH ARE REPRESENTED TO BE:

ITEM	QTY	DESCRIPTION	EDWARDS FORD	REVEL MOTORS	KINGSTON CHRYSLER	CONDIE PONTIAC	COLLINS CHEV	KINGSTON VOLKSWAGON	MAC AMEY MOTORS
1	1	1971 Volkswagon Serial #1112486624 Parking Department, Colour white, License # EEN 132, License transferable	75.00	25.00	100.00	100.00	50.00	100.00	100.00
2	1	1973 Volkswagon, Serial #1132531843, Parking Dept., Colour white, License #EEX 917, License transferable	350.00	100.00	200.00	100.00	150.00	100.00	200.00
3	1	1974 Ford Pinto, Serial #4T10X313472 Parking Dept., Colour White License #JBF 800, License transferable	500.00	200.00	350.00	100.00	150.00	100.00	300.00
		TOTAL TRADE	925.00	325.00	650.00	300.00	350.00	300.00	600.00
		GROUP "B"							
1	1	TRANSPORTATION DEPARTMENT WINDOW VAN. SEE ITEM NO. 1 GENERAL SPECIFICATIONS GROUP B CONTAINED HEREIN	7,159.00	7,257.00	7,336.00	7,798.00	7,207.00	No	No
		Make, 1980	FORD	FORD	DODGE	GMC	CHEV.		
		Model	E-150	E-150	B-200	TC21005	VAN		
		Engine	302V8	302V8	318	V8	350		
		No. of Cyl	8	8	8	8	8		
		.Model No.	302V8	E-150	N/A	350	CG21005		
		Cu. In. Disp.	302	302	318	350	350		
		H.P.	135		N/A	165	165		
		W.B.	124	124	109	110	110		

SUMMARY OF TENDER NO. 79-37

SCHEDULE "G"
TO REPORT 94
PAGE THREE

TEM	QTY	DESCRIPTION	EDWARDS FORD	REVEL L MOTORS	KINGSTON CHRYSLER	CONDIE PONTIAC	COLLINS CHEV	KINGSTON VOLKSWAGON	MAC AMEY MOTORS
2	1	TRANSPORTATION DEPARTMENT FOUR WHEEL DRIVE PICK-UP COMPLETE WITH PLOW SEE ITEM NO. 2 GENERAL SPECIFICATION GROUP B CONTAINED HEREIN	9,720.00	8,678.00	10,141.00	10,546.00	9,740.00	No. Bid	10,120.00
		Make, 1980	FORD	FORD	DODGE	GMC	CHEV.		JEEP
		Model	F250 4x4	F250 4 x 4	B-200	TK20903	4WD		PICKUP
		Engine	302	302	318	V8	350		V8
		No. of Cyl.	8	8	8	8	8		8
		Model No.	N/A	N/A	N/A	350	CK20903		J-20
		Cu. In. Disp.	302	302	318	350	350		360
		H.P.	135	N/A	N/A	165	165		53.27
		W.B.	133"	133"	127"	131½"	131½"		131
3	1	PARKS DEPARTMENT CREW CAB PICK-UP TRUCK SEE ITEM NO. 3 GENERAL SPECIFICATIONS GROUP B CONTAINED HEREIN.	No Bid	No Bid	8,809.00	9,092.00	8,460.00		No Bid
		Make, 1980			DODGE	GMC	CHEV		
		Model			D-200	TC20943	CREWCAB		
		Engine			318	V8	350		
		No. of Cyl.			8	8	8		
		Model No.			N/A	350	CC20943		
		Cu. In. Disp.			318	350	350		
		H.P.			N/A	165	165		
		W.B.			131"	164"	164.5"		
4	1	WORKS DEPARTMENT CAB & CHASSIS. SEE ITEM NO. 4 GENERAL SPECIFICATIONS GROUP B CONTAINED HEREIN.	5,880.00	6,500.00	7,042.00	7,549.00	7,257.00		No Bid
		Make, 1980	FORD	FORD	DODGE	GMC	CHEV		
		Model	F-150	F-150	D-200	TC20903	C&S		
		Engine	300-6	300-6	318	L-6	292		
		No. of Cyl.	6	6	8	6	6		
		Model No.	300	F-150	N/A	292	CC20903		
		Cu. In. Disp.	300	300	318	292	292		
		H.P.	117	N/A					

TEM	QTY	DESCRIPTION	EDWARDS FORD	REVEL MOTORS	KINGSTON CHRYSLER	CONDIE PONTIAC	COLLINS CHEV	KINGSTON VOLKSWAGON	MAC AMEY MOTORS
		TOTAL GROUP B ITEMS 1-4 INCLUSIVE	22,759.00	22,435.00	33,328.00	34,985.00	32,644.00		10,120.00
		TOTAL TRADE IN ALLOWANCE	2,550.00	1,875.00	2,400.00	1,400.00	1,700.00		50.00
		NET DIFFERENCE	20,209.00	20,560.00	30,928.00	33,585.00	(30,944.00)		10,070.00
		PROVINCIAL SALES TAX @ 7%	1,414.63	1,439.00	2,164.96	2,350.95	(2,166.08)		(704.90)
		TOTAL T.I.P. DELIVERED GROUP B	21,623.63 INCOMPLETE	21,999.20 INCOMPLETE	33,092.96	35,935.95	(33,110.08)		(10,774.90)
		TRADE-INS							
1	1	1974 Dodge S/line, ½ ton, Serial #D14AB45009469, Works Dept. Colour blue/white. License E65566, License not transferable City of Kingston Vehicle #290	500.00	500.00	600.00	100.00	300.00		
	1	1974 Dodge ½ Ton Pick-70, Serial #D14AB45009470, Works Dept., Colour Blue/white, License #D20179, License not transferable, City of Kingston Vehicle #293	550.00	500.00	600.00	300.00	300.00		
	1	1968 Chevrolet Van, Serial No. CS158 142619, Parks Dept., Colour green, License #D20122, License not transferable City of Kingston Vehicle # 430	50.00	25.00	50.00	No	50.00		
1		1975 Chevrolet van, Serial #CGY2554 124832, Transportation Department Colour white, License #D20105, License not transferable, (Dog Control Van)	1,300.00	800.00	850.00	1,000.00	1,000.00		

CITY COUNCIL MEETING NO.36

SCHEDULE "G" TO
REPORT NO. 94
PAGE FIVE

SUMMARY OF TENDER NO. 79-37

TEM	QTY	DESCRIPTION	EDWARDS FORD	REVEL MOTORS	KINGSTON CHRYSLER	CONDIE PONTIAC	COLLINS CHEV	KINGSTON VOLKSWAGON	MAC AMEY MOTORS
5	1	1968 Chevrolet Pick-up, Serial No. CE2481138958, Transportation Dept. Colour yellow, License #D20104 License not transferable	150.00	50.00	300.00	No	50.00		50.00
		TOTAL TRADE IN ALLOWANCE GROUP B VEHICLES	2,550.00	1,875.00	2,400.00	1,400.00	1,700.00		50.00
		GROUP "C"							
1	3	PUBLIC UTILITIES COMMISSION VANS SEE ITEM NO. 1 GENERAL SPECIFICATION GROUP C CONTAINED HEREIN	18,696.00	19,125.00	19,959.00	20,070.00	19,152.00	No BID	No BID
		Make, 1980	FORD	FORD	DODGE	GMC	CHEV		
		Model	E-150	E-150	B-200	TG11005	VAN		
		Engine	300-6	6 cyl.	225	L-6	250		
		No. of Cyl.	6	6	6	6	6		
		Model No.	N/A	E-150	N/A	250	CG21005		
		Cu. In. Disp.	300	300	225	250	250		
		H.P.	117	N/A	N/A	115	130		
		W.B.	124"	124"	109"	110"	110"		
2	1	PUBLIC UTILITIES COMMISSION VAN SEE ITEM NO. 2 GENERAL SPECIFICATION GROUP C CONTAINED HEREIN	6,497.00	6,545.00	6,766.00	6,857.00	6,555.00	No Bid	No Bid
		Make, 1980	FORD	FORD	DODGE	GMC	CHEV		
		Model	E-150	E-150	B-200	TG11305	VAN		
		Engine	300-6	6 cyl.	225	L-6	250		
		No. of Cyl.	6	6	6	6	6		
		Model NO.	N/A	E-150	N/A	250	CG21305		
		Cu. In. Disp.	300	300	225	250	250		
		H.P.	117	N/A	N/A	115	130		
		W.B.	138"	138"	127"	125"	125"		

TEM	QTY	DESCRIPTION	EDWARDS FORD	REVEL MOTORS	KINGSTON CHRYSLER	CONDIE PONTIAC	COLLINS CHEV	KINGSTON VOLKSWAGON	MAC AMEY MOTORS
3	1	PUBLIC UTILITIES COMMISSION DUMP TRUCK, SEE ITEM NO. 3 GENERAL SPECIFICATIONS GROUP C CONTAINED HEREIN.	22,211.00	23,200.00	No Bid	19,534.00	No Bid	No Bid	No Bid
		Make, 1980	FORD	FORD		GMC			
		Model	L-800	L-800		TC7D042			
		Engine	370	370		V-8			
		No. of Cyl.	8	8		8			
		Model No.	370	L-800		366			
		Cu. In. Disp.	370	370		366			
		H.P.	186	N/A		198			
		W.B.	174"	186"		167"			
			Note: Diesel engine extra at 4.597.00			Not to spec as quoted, AT540 transmission not suitable MT656 to bring unit to spec. extra at $2,523.00			
4	1	PUBLIC UTILITIES COMMISSION CAB & CHASSIS SEE ITEM NO. 4 GENERAL SPECIFICATIONS GROUP C CONTAINED HEREIN	6,372.00	7,000.00	7,267.00	7,311.00	7,173.00	No Bid	No Bid
		Make, 1980	FORD	FORD	DODGE	GMC	CHEV		
		Model	F-350	F-350	D-300	TC31003	C & S		
		Engine	300-6	300-6	318	L6	292		
		No. of Cyl	6	6	8	6	6		
		Model No.	N/A	F350	N/A	292	CC31003		
		Cu. In. Disp.	300	300	318	292	292		
		H.P.	117	N/A	N/A	120	115		
		W.B.	137"	137"	135"	135"	135.5"		

SUMMARY OF TENDER NO. 79-37

ITEM	QTY	DESCRIPTION	EDWARDS. FORD	REVEL MOTORS	KINGSTON CHRYSLER	CONDIE PONTIAC	COLLINS CHEV	KINGSTON VOLKSWAGON	MAC AMEY MOTORS
5	1	PUBLIC UTILITIED COMMISSION CAB & CHASSIS. SEE ITEM NO. 5 GENERAL SPECIFICATIONS GROUP C CONTAINED HEREIN	6,797.00	7,050.00	7,289.00	7,375.00	7,239.00	No Bid	No Bid
		Make, 1980	FORD	FORD	DODGE	GMC	CHEV		
		Model	F350	F350	D-300	TC31403	C&S		
		Engine	300-6	300-6	318	L6	292		
		No. of Cyl.	6	6	8	6	6		
		Model No.	N/A	F350		292	CC31403		
		Cu. In. Disp	300	300	318	292	292		
		H.P.	117	N/A	N/A	120	115		
		W.B.	161"	161"	159"	159"	159.5"		
		TOTAL GROUP C ITEMS 1-5 INCLUSIVE	60,573.00	62,920.00	41,281.00	61,147.00	40,119.00		
		TOTAL TRADE-IN ALLOWANCE	2,775.00	1,600.00	3,150.00	1,200.00	1,200.00		
		NET DIFFERENCE	57,798.00	61,320.00	38,131.00	59.947.00	38,919.00		
		PROVINCIAL SALES TAX @ 7%	4,045.86	4,292.40	2,669.17	4,196.29	2,724.33		
		TOTAL T.I.P. DELIVERED GROUP C	61,843.86	65,612.40	40,800.17 INCOMPLETE	64,143.29	41,643.33 INCOMPLETE		
		TRADE-INS							
1	1	1969 Chevrolet C/20 Panel Truck 6 cyl., 250 inch engine, Serial #CS259T835411, Colour Highway yellow, License #E73331, License not transferable P.U.C. #84	125.00	100.00	250.00	100.00	100.00		

ITEM	QTY	DESCRIPTION	EDWARDS FORD	REVEL MOTORS	KINGSTON CHRYSLER	CONDIE PONTIAC	COLLINS CHEV	KINGSTON VOLKSWAGON	MAC ANEY MOTORS
2	1	1967 Chevrolet C/10 ½ Ton Pick-up 6 cyl., 250 inch engine, Serial No. CS1471136294, Colour, Highway yellow, License # E73326, License not transferable. P.U.C. #74	200.00	200.00	350.00	NO	100.00		
3	1	1965 Chevrolet C/30 Cab and Chassis 6 cyl., 230 inch engine, Serial NO. 5C3603615402B, Colour yellow/black License #E73325, License not transferable. Vehicle is complete with rear mounted, Le Roi piston type compressor of 150 cfm. 100 psig capacity, c/w Le Roi gasoline 4 cyl engine. Hose reels will be part of the trade-in but not hoses or tools P.U.C. #65	850.00	200.00	700.00	500.00	400.00		
4	1	1967 Chevrolet C/30 Cab and Chassis 6 cyl., 250 inch engine, Serial NO. CS3371136334, Colour Yellow. License No. E73327, License not transferable P.U.C. #75 Note - Cab and chassis only nottbody	200.00	100.00	350.00	100.00	100.00		
5	1	1970 Chevrolet C/50 Dump Truck 6 cyl., 292 inch engine, Serial No. CS539P164347 Colour Yellow, License No. E73336, License not transferable, Truck is complete with 7' x 11' x 18" high dump box and hoist. P.U.C. #89	1,400.00	1,000.00	1,500.00	500.00	500.00		
		TOTAL TRADE-IN ALLOWANCE GROUP C VEHICLES	2,775.00	1,600.00	3,150.00	1,200.00	1,200.00		

SUMMARY OF TENDER NO. 79-37

DELIVERY - Edwards-Ford - Cars - 4-6 weeks
Light trucks - 5-7 weeks
Heavy trucks - 14-18 weeks
Revell Motors - Cars 4-10 weeks
Kingston Chrysler - Cars - 40 - 60 days

Condie Pontiac - Cars - Nov. 30/79 - Won't deposit bid bond
Collins Chev. - Cars - 8-10 weeks

REMARKS

The foregoing tabulation is a summary of all bids received in response to the subject invitation.

Figures shown in brackets are corrections of errors in extension or computation of Ontario Retail Sales Tax.

With the exception of Item #2, Group "B", the following recommendations are based on the low bids received.

*The low bidder, Item #2, Group "B" is Revell Motor Sales Limited, $8,678.00 (less trade, Tax included $9,231.96), however; as per the attached letter and itemized listing, Revell wish to withdraw their bid.

RECOMMENDATION

It is recommended for consideration that the tender be awarded in part as follows:

Group "A"		Edwards Ford-Mercury Ltd.	$9,491.97 Tax included, FOB Delivered
Group "B"	#1	Edwards Ford-Mercury Ltd.,	6,269.13 Tax included, FOB Delivered
	* #2	Edwards Ford-Mercury Ltd.,	10,239.90 Tax included, FOB Delivered
	#3	Collins Ghev-Olds. Ltd.,	8,998.70 Tax included, FOB Delivered
	#4	Edwards Ford-Mercury Ltd.,	5,168.10 Tax included, FOB Delivered

Group "C" 1-5 inclusive,(A separate letter of recommendation has been submitted to the Public Utilities Commission for Group "C".)

Edwards Ford-Mercury Ltd.,	61,843.86 Tax included, FOB Delivered

NOTE: Only one firm, Edwards-Ford Mercury Ltd., submitted an alternate quote as requested for a diesel engine for Item #3, Group "C". Extra cost $4,597.00 plus Provincial Sales Tax.

Respectfully submitted,

Schedule "G" to Report No. 94
(Page 10)

FORD
MERCURY
LINCOLN

REVELL MOTOR SALES LIMITED

P.O. Box 40, Main St. Telephone 374-2133
VERONA, ONTARIO K0H 2W0

September 10, 1979

Mr Richard Plumley,
City Hall,
KINGSTON, ONTARIO

Dear Mr Plumley;

In regards to the recent tender for the City of Kingston, specifically group "B", item No. 2, please find enclosed an itemized listing of the unit in question.

We regret to inform you that we have made an arithmetic error in our addition.

As you can appreciate, these units were tendered at cost prices. Therefore at your descretion, we would appreciate being able to cancell our quote on this particular unit.

Please advise of your decision.

Thank you for your cooperation,

Yours truly,

REVELL MOTOR SALES LTD

Mario Crevier

MARIO CREVIER
(Sales Manager)

MC/mp
encl

Schedule "G" to Report No. 94
(Page 11)

FORD
MERCURY
LINCOLN

REVELL MOTOR SALES LIMITED

P.O. Box 40, Main St. Telephone 374-2133
VERONA, ONTARIO K0H 2W0

FORD F250 4 x 4	$6963.90
Low mount mirrors	66.10
Rear step bumper	94.60
Block heater	22.00
Gauges	28.20
Payload package (3)	55.50
Auxilary rear springs (710)	57.50
Heavy duty front springs	10.60
800 x 16.5 D	Std
Snows (5)	72.50
Spare tire	97.80
Heavy duty shocks	25.60
Stablizer bars	52.60
Automatic	221.60
302 V8 engine	313.20
Extra Cooling	39.90
Heavy duty alternator 60 amp.	47.70
Heavy duty battery 63 Amp	38.00
Meyers Plow $7\frac{1}{2}$ Ft	1275.00
Freight & Fluids	169.00
Roof light	69.50
Ziebart	140.00
Paint hood flat black and Logo door	75.00
TOTAL	$ 9935.80

Our tendered price was $8678.00

Schedule "H" to Report No. 94
(Page 1)

SEP 12 1979

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE City Treasurer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

September 11, 1979

TO: R.J. Hamilton,
Chief Administrative Officer

FROM: B.G. Cousens,
City Treasurer

RE: Agreement - Kingston Bus for the Handicapped

I should appreciate it if you would present the following resolution to City Council for their approval.

Whereas the Corporation of the City of Kingston and the Kingston Bus for the Handicapped executed an agreement to provide bus service for the physically disabled within the Corporation of the City of Kingston, and whereas the Ministry of Transportation and Communications in their letter dated August 2nd, 1979, a copy of which is attached herewith, require certain amendments to this agreement; therefore, be it resolved, that as recommended by the Ministry of Transportation and Communications and subject to the approval of the Kingston Bus for the Handicapped, the agreement between the Corporation of the City of Kingston and the Kingston Bus for the Handicapped, dated June 25th, 1979 be amended by inserting the following additional clauses:

At least the published fare rates of the municipal transit system must be charged.

The agreement should also provide for the inclusion of an eligibility of passengers clause and the establishment of an Eligibility Committee.

NOTE: The Ministry of Transportation and Communications have agreed that the parties do not have to establish an hourly rate for the time being, but that this matter could be reviewed next year.

c.c. - The Kingston Bus for the Handicapped
- Ministry of Transportation and Communications

Schedule "H" to Report No. 94
(Page 2)

2-5.1

Ministry of
Transportation and
Communications

Transit Office,
1201 Wilson Avenue,
3rd Floor, West Tower,
Downsview, Ontario.
M3M 1J8.

File T. 201-1.70

August 2, 1979

CITY COUNCIL MEETING NO.
[illegible] AUG 1979
COMMUNICATION NO: 4[illegible]

Mrs. M. Houghton,
Acting City Clerk,
Corporation of the
City of Kingston,
City Hall,
Kingston, Ontario.
K7L 2Z3.

Dear Mrs. Houghton:

Re: Transportation for the Physically Disabled

Thank you for your letter of July 9, 1979 with enclosures concerning the above subject.

We have reviewed the agreement between the City of Kingston and The Kingston Bus for the Handicapped and would offer the following comments:

1. It is noted that section 3.C. dealing with fares has been deleted from the contract.

This office is about to amend the section "What Fare Should be Charged" in the "Guide to Transportation for the Physically Disabled" on page 7. The amendment will read as follows:

> "At least the published fare rates of the municipal transit system (must be charged), or $0.50 per one-way trip in municipalities without a transit system."

The intent of this change is to charge the same on the physically disabled system as that charged on the regular transit system. This is to avoid any complaints on fare discrimination between the two systems. In our opinion, the City of Kingston should cover the matter of fares in its agreement with its operator.

2. The second point which should be included in the agreement is an eligibility of passengers clause and the establishment of an eligibility committee. This is covered by section 3.B. in the manual but deleted in your agreement. ?

3. The third point is the establishment of an hourly rate for the operator rather than a fixed monthly rate. ?

If the City of Kingston has objections to the inclusion of the above points in its agreement with the operator, we would very much like the opportunity of discussing them further.

Yours very truly,

R. B. McEwen

R. B. McEwen,
Manager,
Operations and Control.

RBMcE/sd

Schedule "I" to Report No. 94
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE Chief Administrative Officer

CITY HALL
Kingston, Ontario
K7L 2Z3
(613) 546-4291

Our Ref. No. 3-13

September 12, 1979

MEMORANDUM

TO: Mayor Keyes and Members of Council

FROM: R.J. HAMILTON, C.A.O.

RE: CONTRACT 79-3W - Concession Street

We are forwarding a report from Mr. Graham, Commissioner of Works, requesting that D.A. Foley Limited be commissioned to place the wearing course asphalt at this time rather than in the spring of 1980.

We discussed the matter with Mr. Graham and in his opinion, at this time the trench settlement should not be a serious matter since the compaction was done by roller throughout the construction due to the width of the said trench.

Indeed the fact that this work can be done at this time would seemingly eliminate ponding and put the proper level for the catch basin etc. which would better assist the driving problem and indeed make snow plowing more efficient.

We would suggest that Council accept Mr. Graham's recommendation at this time.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

Schedule "I" to Report No. 94
(Page 2)

SEP 12 1979

MEMORANDUM

TO: Mr. R. J. Hamilton,
Chief Administrative Officer

DATE: September 12, 1979

SUBJECT: Contract 79-3W Concession Street
Contractor wishes to place final course of asphalt now

ORIGIN

D. A. Foley Limited have written requesting permission to place the wearing course asphalt now rather than in the spring of 1980 as scheduled in the contract as Phase II.

ANALYSIS

With crude oil prices rising rapidly the cost of liquid asphalt is increasing at a rate well above the normal inflation rate. The Contractor is concerned about the increased cost of the asphalt next June. It could also have another advantage for him in that the five working days allowed for 1980 when transferred to 1979 could affect the 2½ days he is short in 1979. The disadvantage to him is that if there is trench settlement he would have to correct it.

From the City's point of view, it would eliminate the small bumps experience by motorists at manholes, valves, and connections to the old pavement as these all are about 2.5 cm above the new base course asphalt. It would eliminate minor ponding because the catchbasins are a little high for the same reason. It would make snow plowing a little better.

RECOMMENDATION

That Contract 79-3W with Donald A. Foley Limited be amended to include Phase II in Phase I on the basis that trench settlement will be corrected as required by the Commissioner of Works at the expense of the Contractor.

D. Graham, P. Eng.
Commissioner of Works

DG/jc

Schedule "J" to Report No. 94
(Page 1)

REPORT TO: Mr. R. J. Hamilton, Chief Administrative Officer.

FROM: K. G. Linseman, Administrator,
Traffic, Streets and Parking Department.

DATE: September 13th, 1979.

SUBJECT Tender No. 79-39
Sale Subject to Removal or Demolition of Buildings, 132, 138 and 140 Queen Street.

ORIGIN Removal of buildings is required for the construction of the Springer parking lot on Queen Street as provided in the 1979 parking budget.

ANALYSIS

1) One non-conforming tender was received by Ontario Demolition Contractors, Prescott, to demolish the buildings at a cost to the City of $4,500.00.

2) This tender did not conform as it was not an offer to purchase.

3) One late tender was received from Limestone Demolition offering to purchase and remove 132, 138 and 140 Queen Street for $100.00. The scheduled date of commencement is October 1st, 1979 and the scheduled date of completion is October 31st, 1979.

4) Limestone Demolision is the contractor that purchased 480 and 490 Macdonnell Street and has done satisfactory work despite some delay caused by a misunderstanding on whether the gas line to the buildings was disconnected by the P.U.C.

5) The buyer for the Director of Purchasing has recommended acceptance of Limestone Demolition to purchase the buildings (letter attached).

FINANCIAL CONSIDERATIONS The parking budget included provision of $2,000. for removal of buildings to be paid by the City. The tenderer has offered to pay the City $100.00 for the removal of buildings.

RECOMMENDATION That the tender of Limestone Demolition to purchase and remove the buildings located at 132, 138 and 140 Queen Street, at a total sale price of $100.00, be accepted, being the highest tender received, and that the Mayor and Clerk be authorized to sign the necessary contract.

K. G. Linseman

K. G. Linseman, P.Eng., M.Sc.,
Administrator.

:lk

Schedule "J" to Report No.94
(Page 2)

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE
Director of Purchasing

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

TO: K. Linseman, Administrator, Traffic, Streets and Parking Dept.

FROM: R.J. Plumley, Buyer, for M.J. Ewart, Director of Purchasing

SUBJECT: Tender 79-39 - Demolition of 132, 138 & 140 Queen Street

DATE: September 12, 1979

SUMMARY OF TENDER 79-39

METHOD OF INVITATION: Public & Individual

NO. OF INVITATIONS SENT: Twelve

NO. OF TENDERS RECEIVED: One

DATE OF MAILING: August 24, 1979

DATE OF CLOSING: September 10, 1979

REMARKS

Only one bid was received in response to the subject invitation, Ontario Demolition Contractors, Box 2057, Prescott, Ontario.

The bid does not conform to our Tender Request for an offer to purchase.

The bidder would demolish the buildings for a fee of $4,500.00.

One bid was received late, Limestone Demolition offer to pay the City of Kingston $100.00 to purchase the buildings for demolition.

RECOMMENDATION

It is recommended for consideration that the Tender of Ontario Demolition Contractors be rejected on the basis that it does not conform to our Invitation to Tender.

It is further recommended that a separate agreement, satisfactory to the City Solicitor, be made between the City of Kingston and Limestone Demolition in which Limestone will purchase the buildings, 132, 138 & 140 Queen Street, for demolition for $100.00.

Respectfully submitted,

R.J. Plumley

R.J. Plumley, Buyer
for M.J. Ewart
Director of Purchasing

Schedule"K" to Report No.94
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE City Treasurer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

September 12, 1979

TO: R. J. Hamilton,
Chief Administrative Officer

FROM: B. G. Cousens,
City Treasurer

RE: Land Sale - Portsmouth and Bath Road

The City of Kingston called for tenders for the sale of property at Bath Road and Portsmouth Avenue; a copy of the tender form is attached herewith. Tenders closed today at noon hour, and the City of Kingston did not receive one bid.

As a result of not being able to sell this property, the City's budget could be short in revenue by $150,000. this year. Also due to the fact that we have been unable to sell property on Portsmouth Avenue, this could be an additional shortage in revenue of $45,000. for a total of $195,000.00

BGC/jt
Encl.

Schedule"K" to Report No. 94
(Page 2)

PUBLIC NOTICE

CORPORATION OF THE CITY OF KINGSTON

Tenders are invited for the sale of City-owned land located at the S/W corner of Bath Road and Portsmouth Avenue, being Part Lot 17, Concession 1 of the City of Kingston.

This property consists of two parcels of land as follows:

PARCEL NO. 1

Two acres more or less - unimproved - S/W corner of Bath Road and Portsmouth Avenue

PARCEL NO. 2

1.1 acres more or less - unimproved - S/W corner of Portsmouth Avenue and Eldon Hall Place.

These properties are presently zoned under By-Law Number 8499 of the City of Kingston as "B-1" (Multiple Family) which permits 28 units to the acre.

A deposit of 5% of the tender in the form of a certified cheque is required to be submitted with each tender.

Note that neither the highest nor any tender will necessarily be accepted.

Conditions of sale, servicing, easements, access, etc. are available at the office of the City Treasurer, City Hall, Kingston, Ontario.

Sealed Tenders marked "Tender - Sale of Land" accompanied by a certified cheque as aforementioned, will be accepted by the undersigned up to 12:00 noon D.S.T. Wednesday, September 12th, 1979.

M. C. Healy
City Clerk
City Hall
Kingston, Ontario
K7L 2Z3

Schedule "K" to Report No. 94
(Page 3)

CORPORATION OF THE CITY OF KINGSTON

CONDITIONS

Sale of Land - Portsmouth Avenue and Bath Road

Parcel Number 1 - 2 acres more or less - unimproved - S/W corner Bath Road and Portsmouth Avenue, bounded by Bath Road, Portsmouth Avenue and Eldon Hall Place.

Parcel Number 2 - 1.1 acres more or less - unimproved - S/W corner of Portsmouth Avenue and Eldon Hall Place, bound by Portsmouth Avenue and Eldon Hall Place.

(See attached plan)

Zoning - By-Law 8499 passed by Council July 28th, 1975 zo these properties "B-1" (Multiple Family) which permits a maximum of 28 units per acre.

- Chief Building Inspector should be consulted con-cerning regulations of zoning for the aforementi property.

Easements - (a) 10 foot wide PUC easement extending the lengt of Parcel 2.

- (b) Easement for a drainage ditch extending three quarters of the length of Parcel 2.

- NOTE: The PUC easement lies well toward the sout boundary of Parcel 2 and probably would no interfere with construction.

The ditch easement crosses Parcel 2 and wo restrict the location on the site of any proposed building.

It is suggested that this problem could be eliminated by the tiling of the ditch and, if necessary, this water course could be altered slightly to a point towards the southerly boundary of the lot.

Services - See Plan attached for existing services in street.

Water - Local improvement for water is paid off.

Pav't - Local improvement for pavement is paid off

Sewer - Local improvement for sewer is paid off.

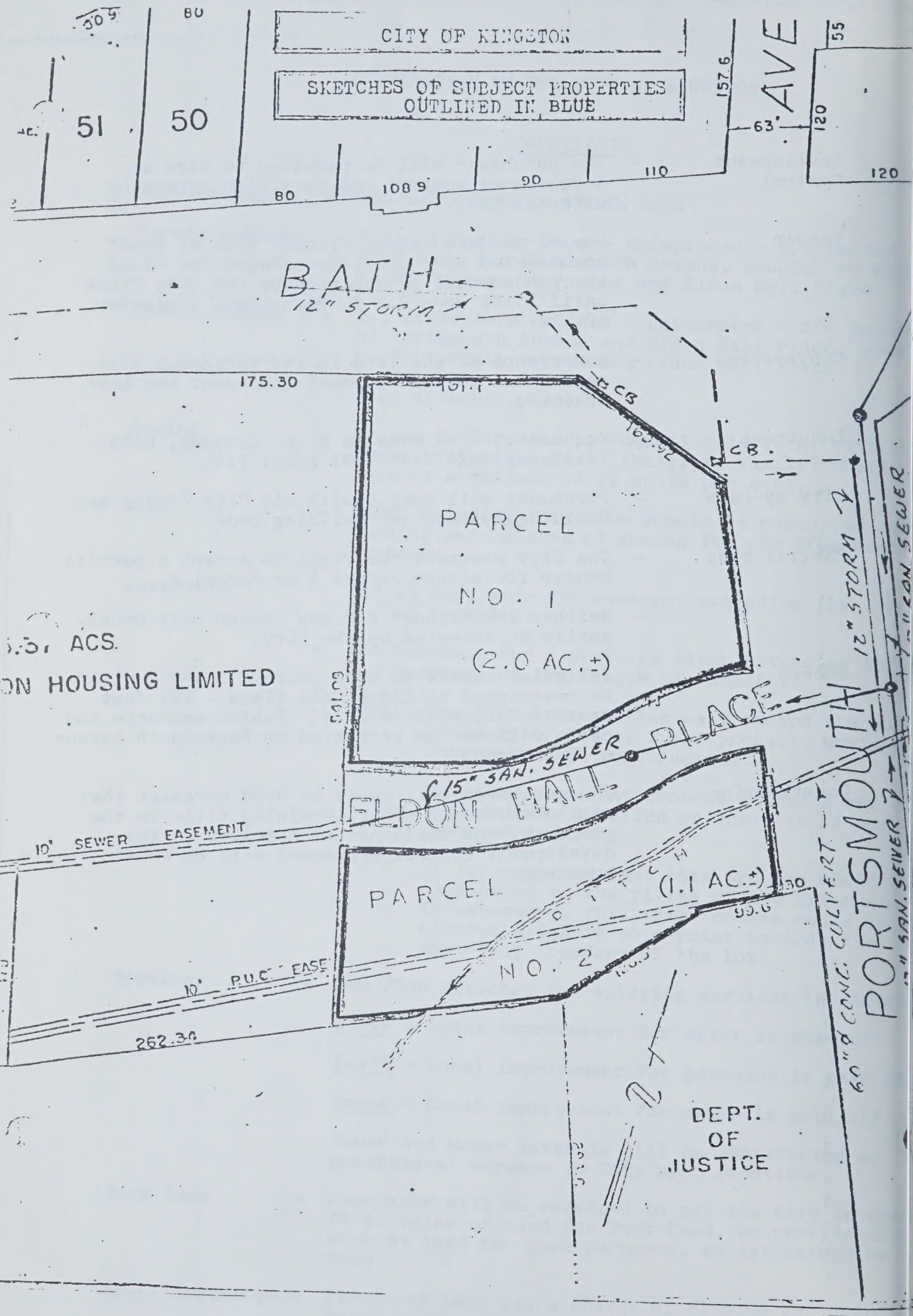
Sewer and Water laterals will be constructed at purchasers' expense to City specifications.

Park Land - Purchaser will be required to pay the City in cash 5% of value of land for Park Fund, or provide City with 5% land for park purposes, as determined by City.

Sewer Surcharge - Purchaser must pay a charge of $125.00 per unit Sewer surcharge pursuant to By-Law Number 5057.

Development Control	-	The purchaser will be required to sign a development control and site plan agreement with the City.
Tender	-	Sealed tenders marked "Tender Sale of Land" accompanied by a certified cheque for 5% of the tender will be accepted by the City Clerk until 12:00 noon D.S.T. Wednesday, September 12, 1979.
Conveyance	-	Conveyance of the land to the purchaser will occur when the Development Agreement has been executed.
Enquiries	-	Enquiries to be made to B. G. Cousens, City Treasurer (613) 546-4291 Local 255.
City By-Laws	-	Purchaser will comply with all City Zoning and Building By-Laws and building code.
Partial bids	-	The City reserves the right to accept a partial tender for either Parcel 1 or Parcel 2.
	-	Neither the highest nor any tender will necessarily be accepted by the City.
Access	-	Vehicular access to both parcels 1 and 2 will be restricted to Eldon Hall Place - 200 feet west of Portsmouth Avenue. Public entrance and exits will not be permitted on Portsmouth Avenue or Bath Road.
Construction	-	The purchaser will agree by deed covenant that within two years after obtaining title to the property, the buildings as detailed in the development control agreement will be substantially erected.

Schedule "K" to Report No. 94
(Page 5)


CITY OF KINGSTON
SKETCHES OF SUBJECT PROPERTIES OUTLINED IN BLUE
51
50
80
108.9
90
110
157.6
63
AVE
55
120
120
BATH
12" STORM
175.30
CB
163.92
CB.
PARCEL NO. 1 (2.0 AC.±)
541.09
ACS.
ON HOUSING LIMITED
15" SAN. SEWER
ELDON HALL PLACE
10' SEWER EASEMENT
DITCH
PARCEL NO. 2 (1.1 AC.±)
95.6
10' P.U.C. EASE
262.34
DEPT. OF JUSTICE
PORTSMOUTH
12" STORM
SAN. SEWER
60" CONC. CULVERT
SAN. SEWER

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE
City Solicitor
Our Ref. No. L-16

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

MEMORANDUM

TO: Mrs. Marion Houghton,
Acting Clerk Pro Tempore

FROM: Mr. Norman C. Jackson,
City Solicitor

DATE: September 14, 1979

RE: Equalization of Assessment

You have asked me to comment on the motion regarding equalization of assessment, particularly with respect to the suggestion that equalized assessment should be undertaken as a condition for sale of property.

This is an interesting suggestion and might solve certain problems, but it would seem to me that there is no provision in the legislation that would allow for it. In speaking with Mr. Cousens and the Regional Assessment Commissioner, Mr. Ogilvie, the intent of equalized assessment would be to remove inequities and provide for equal assessments within a class, for instance, residential. If such assessment were to come into effect only on the sale of the property, it is likely that certain assessments would remain under the old system for some time while others would not and, according to Mr. Ogilvie, this would deter from the purpose of implementing equalized assessment.

Looking at the legislation, Section 504 of The Municipal Act provides that all municipal taxes or rates will be levied upon the whole of the assessment for real property or other assessments made under The Assessment Act and not upon one or more kinds of property or in different proportions. The Assessment Act itself in Section 46 provides for the yearly return of the assessment roll which would apply in respect of all properties. Therefore, it seems to me that the legislation does not provide or allow for the timing as proposed by Alderman Knapp, that is, as a condition of sale of a property.

If there is some inequity or large increase that may come about as a result of the new system of equalized assessment, Section 505 of The Municipal Act allows the Council of a municipality to pass

.../2

Mrs. Marion Houghton,
Acting Clerk Pro Tempore
September 14, 1979

a by-law providing that the increase of taxes under the new system may be phased over a five year period. Council could therefore consider, after knowing the effects of the study on equalized assessment, whether they would like to implement the system on a five year basis under the provisions of Section 505 of The Municipal Act, R.S.O. 1970, Chapter 284.

Should Council still wish to proceed with the idea of making equalized assessment come into effect upon the sale of a property, the Province could be asked to change the legislation to provide for this type of assessment.

Norman C. Jackson,
City Solicitor

NCJ/ks

cc: Mr. B.G. Cousens,
City Treasurer

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE
City Clerk

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 25-2

MEMORANDUM

TO: Mr. R.J. Hamilton,
Chief Administrative Officer

FROM: Lynn Haver,
Clerk V

DATE: September 13th, 1979

RE: Review of Zoning of Various Properties

At a meeting of the City of Kingston Planning Board held on September 12, 1979, it was resolved to recommend to Council that the decision of the 1978 Council to confirm Residential Zoning on various properties be reaffirmed. (This was referred back to the Planning Board by Council at its meeting of August 27th - Report No. 86, Clause 2).

At its meeting, Council also passed the following Notice of Motion:

> "That the current owners of the properties listed in Report No. 86, Clause 2, be notified by the Planning Board that the zoning of their properties are being reviewed and that their input is requested"

Since Planning Board has recommended reaffirmation of the residential zoning, and notification of same to the O.M.B., no such review has taken place, and, therefore, no such notification has been sent to the property owners.

Lynn Haver

Lynn Haver
Clerk V

cc. Mr. G.G. Muirhead,
Director of Planning & Urban Renewal

Schedule "N" to Report No. 94
Page 1

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 19-7

September 14, 1979

MEMORANDUM

TO: Mayor Keyes and Members of Council

FROM: Mr. R.J. Hamilton,
C.A.O.

RE: RESOLUTION - CITY OF KITCHENER -
PROVINCIAL FUEL TAX FOR MUNICIPAL TRANSIT SYSTEMS

Council will recall, that at the Meeting of City Council held August 27th, 1979, the resolution from the City of Kitchener concerning Provincial Fuel Tax for Munici Transit Systems, was referred to the Public Utilities Commission and the Chief Administrative Officer.

I am attaching herewith a copy of the reply from the Public Utilities Commission and as their letter suggest that No Action be taken on the Resolution, we therefore recommend that City Council follow the same procedure.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

REPORT OF THE COMMITTEE OF THE WHOLE

(C) Moved by Ald. Clements,
Seconded by Ald. Gerretsen,

That the Report of the Committee of the Whole be adopted, approved and confirmed.

CARRIED

NOTICE OF MOTIONS

(1) Moved by Ald. Bishop,
Seconded by Ald. McArthur,

WHEREAS the list of the following six properties were all referred back to the City by the Ontario Municipal Board in its decision dated August 8, 1977:

(a) William Weston properties at 257-259 Queen Street;

(b) Cochrane Grocery property - northwest corner of Bay and Bagot Streets;

(c) No. 424 Bagot Street (T.E. Norman);

(d) E.J. Blaney property at the south-west corner of Montreal Street and Raglan Road;

(e) Nos. 61-63 John Street (Pat's Grocery);

(f) No. 330 Division Street (Mr. Ragusa);

AND WHEREAS the Ontario Municipal Board indicated the proposed residential zoning was not appropriate since it would make that list of these uses non-conforming;

AND WHEREAS the Ontario Municipal Board in the aforementioned decision indicated that the City adopted a hard line approach, "whereas according to the evidence of Mr. G.G. Muirhead, the City's Director of Planning and Urban Renewal, it was open to City Council to adopt a less harsh approach by recognizing in the by-law entrenched non-residential neighbourhood uses.";

AND WHEREAS the Ontario Municipal Board referred to the City's Official Plan and quoted Section 44, Residential Nucleus Commerce, "The types of commercial and service establishments allowed in conjunction with a residential development are those that fulfill a common need such as drug stores, grocery stores, variety stores, barber and beauty shops and other types that thrive primarily with the needs of the public from day to day.";

AND WHEREAS on Page 9 of the decision the Board indicated "Mr. Muirhead, during cross-examination by counsel for several concerned businessmen in the NIP area, admitted that the hard approach assumed by Council in dealing with the NIP area gave no effect to these policy statements.";

AND WHEREAS the Board went on to indicate that one of the strong concerns was that in the case of destruction by fire or otherwise, there would be a loss of entitlement to rebuild;

AND WHEREAS Council has passed an amendment to By-Law No. 8499 permitting the restoration of damaged buildings;

NOTICE OF MOTIONS (Cont'd)

(1) (Cont'd)

AND WHEREAS in the view of Council such an amendment will protect those uses which have been made non-conforming already and approved by the Ontario Municipal Board;

AND WHEREAS the decision of the Ontario Municipal Board above mentioned would seem to require that the aforementioned six properties not be made non-conforming but be made conforming;

AND WHEREAS the Board stated on Page 15 of its decision that there was no evidence, planning or otherwise, introduced to support an exclusively residential zoning;

AND WHEREAS on Page 16 of its decision the Board indicated that Council should establish a special neighbourhood convenience commercial zoning category with respect to the property at 257-259 Queen Street;

AND WHEREAS the Cochrane Grocery property and the T.E. Norman property at 424 Bagot Street were referred back because the Ontario Municipal Board indicated on Page 19 that "the evidence failed to establish sufficient reason to render these properties legally non-conforming, particularly in light of the Official Plan policied referred to.";

AND WHEREAS the Municipal Board referred back the property of E.J. Blaney indicating that on the evidence, Mr. Blaney's barber shop fulfilled a neighbourhood need but the flower shop did not, but that because the flower shop operation was an integral part of the holdings, the Board found that in the absence of further evidence it could not separate such use and therefore refused to confirm the residential zoning for both the barber shop and flower shop;

AND WHEREAS the Municipal Board referred back Pat's Grocery, 61-63 John Street, because "the grocery store use appears to serve a neighbourhood function, as contemplated by Official Plan policies,";

AND WHEREAS the property at 330 Division Street, a small grocery and variety store, (formerly owned by Mrs. Carol Hopkinson), was also referred back to City Council to determine whether it also served a neighbourhood function in light of the Official Plan policies referred to. The Board went on to indicate "It appears to the Board that her request is reasonable particularly in the absence of evidence being lead by the City to support the "A" zoning for her property.";

THEREFORE BE IT RESOLVED that Council, as per the direction of the Ontario Municipal Board in its decision above noted, recognized the above six noted properties with a suitable neighbourhood commercial zoning category to provide that the existing uses, and the existing uses only, be permitted. Such zoning should include the right to expand use to a limit of 10% as provided for other properties in this area of the City.

REFERRED TO CITY OF KINGSTON PLANNING BOARD

NOTICE OF MOTIONS (Cont'd)

(2) Moved by Ald. Bishop,
Seconded by Ald. McArthur,

WHEREAS the Ontario Municipal Board has approved of City Zoning By-Law No. 9233 which does not permit Bennetts to expand at all insofar as their grocery store is concerned;

AND WHEREAS the Ontario Municipal Board suggested that City Council could still permit a reasonable concession without jettisoning its planning concept;

AND WHEREAS Council would now like to obtain the views of the residents of the area in a more recent meeting;

AND WHEREAS in order to permit expansion it may be necessary to amend the Official Plan of the City of Kingston Planning Area:

THEREFORE BE IT RESOLVED that the Council of the City of Kingston endorse the decision of the Ontario Municipal Board and the suggestion by the Board to permit a reasonable concession.

BE IT ALSO RESOLVED that a public meeting be held in the area surrounding Bennetts with a purpose to obtain the views of the surrounding residents and with a purpose of allowing Bennetts to show to the residents its plans for expansion.

REFERRED TO CITY OF KINGSTON PLANNING BOARD

BYLAWS

Council consented to the addition of By-Law No. 5 and to giving By-Law No. 2 Three Readings.

(A) Moved by Ald. Gerretsen,
Seconded by Ald. Gorham,

That By-Laws 1, 2, 3 & 5 be given their First & Second Readings.

CARRIED

(B) Moved by Ald. Miller,
Seconded by Ald. Tarnowecky,

That Rule No. 35 of By-Law No. 1 be suspended for the Purpose of Giving By-Law Nos. 2, 3, 4 & 5 their Third Reading.

CARRIED

(C) Moved by Ald. Timmins,
Seconded by Ald. Gerretsen,

That By-Law Nos. 2, 3, 4, & 5 be given third Third Reading.

CARRIED

(1) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston" (Rezone lands South Side of Queen's Crescent East of Albert Street from E (Special Education and Medical Uses) to Zone E.167 (Special Education and Medical Uses).

FIRST & SECOND READINGS Proposed No. 79-201
Clause 2, Report No. 93 1979

(2) A By-Law to Adopt a New Official Plan for the City of Kingston Planning Area and to Repeal the Old Official Plan for the City of Kingston Planning Area (Revised Metric Consolidation).

(THREE READINGS) Proposed No.79-202
Clause 3, Report No. 93, 1979

(3) A By-Law to Repeal By-Law No. , "A By-Law to Adopt a New Official Plan for the City of Kingston Planning Area and to Repeal the Old Official Plan for the City of Kingston Planning Area (Metric Consolidation).

THREE READINGS Proposed No. 79-203
Clause 3, Report No. 93, 1979

(4) By-Law No. 1, 1979, "A By-Law to Regulate the Proceedings of the Municipal Council of The Corporation of the City of Kingston (1979 Revision) and to Repeal By-Law No. 1, 1966, "A By-Law to Regulate the Proceedings of the Municipal Council of the Corporation of the City of Kingston (1966 Revision)".

THIRD READING Proposed No. 1, 1979
Clause 1, Report No. 84, 1979

(5) A By-Law to Confirm the Proceedings of Council at its meeting held on September 17th and 18th, 1979.

THREE READINGS Proposed No. 79-204
City Council Meeting No. 36, 1979

UNFINISHED BUSINESS

Ald. Webb said that at the last meeting he had mentioned that he would be bringing in a Notice of Motion with regard to the application by the Vaults Restaurant for a liquor licence and the City opposing said application as it was the understanding that this restaurant would be a wine outlet. He would have a Notice of Motion prepared for the next meeting.

Ald. Gerretsen said that the hearing on the liquor application is scheduled for October 10, 1979.

Ald. Webb said that with regard to the offer made by Mr. J. Wright at the last meeting, there appeared to be a problem in that in order that the work could be done there would have to have been an inspection by the Property Standards Department or an inspection would have to be requested. As Mr. Wright's offer was for painting, this could result in people being required to do a great deal of work. He said he would like some clarification in this regard. He believed that the offer applied only to senior citizens.

Ald. Webb said that the had received a number of calls with regard to the discussion at Council on the editorial in the Kingston Whig-Standard and the unanimous decision of Council was not questioned by anyone. If the publisher of the Whig-Standard is not satisfied with the Mayor's performance, then he should offer himself as an alternative.

Ald. Miller said that she had not critized the article but had certainly indicated her support for the Mayor. She suggested that if Council members, from time to time, want to make a major statement they write it down and give a copy to the representatives of the media.

Ald. Webb withdrew at 11:25 p.m.

Ald. Miller said that she had remembered only one occasion when she felt remarks made by her to be misunderstood. She believed that it is important that members of Council should have some kind of approach to news coverage. The City of Sherbrooke had a news officer. She wished that the City of Kingston had such a person. This person's duties would be to make sure that releases were issued on major events, major policy decisions and new programs, etc. Interviews could be set up with the Department Heads and the Mayor and this person could draft major statements that the Chief Administrative Officer or the Mayor would issue. The news officer could direct news media to the best sources for the information they required. The News Officer could encourage Department Heads to give information. She noted that there is quite a difference between giving information and expressing a personal opinion. Good coverage should be encouraged; i.e., factual, accurate and timely. Meetings could be arranged with the Whig Standard and the City Editors and Editors of the Editorial Page.

Ald. Lampropoulos said that the editorial was full of destructive criticism and was an attack against the Mayor of the City of Kingston. He did not agree with this, but on the other hand, they perform a public duty. They keep Council on its toes and Council learns from their constructive criticism.

Ald. Lampropoulos asked that the City administration look into the problem with regard to hydro poles located in the gutter of Johnson St. from Victoria St. to Barrie St.

Ald. Knapp said that the noise by-law appears to be ineffective or not being enforced. He had received numerous complaints and he intended to submit a notice of motion for Council to look at this fall.

UNFINISHED BUSINESS (Cont'd)

Ald. Gerretsen said that with regard to comments made earlier by Ald. Knapp, that the agenda be sent out a week prior to the meeting he personnaly thought that one of the basic complaints about government is the slow manner in which government moves. He believed that if the agenda could be read in two or three hours on a weekend and if this could not be done then there was something wrong with the members of Council. If there are items that require extra information they can be deferred until additional information is received.

Ald. Clark read from two articles in the Queen's Journal with regard to the conduct of students. These articles made mention of the noise by-law. He believed that the news articles were very commendable.

Mayor Keyes said that members of Council had received invitations to attend a special ribbon cutting ceremony at the Grand Theatre in connection with the official opening and he would like them to reply as to whether or not they intended to attend.

Ald. Miller indicated that she had not received an invitation.

Mayor Keyes said that an invitation was extended to the L'Ensemble Folk Lorique Les Franginois to perform in the City on Saturday, October 13, 1979. He would like to extend an invitation to the Mayor and members of Council from Boucherville to come here and see the performance.

It was agreed that this invitation be extended.

Mayor Keyes said that the City of Prince Albert had asked representatives of the City of Kingston to visit during Canada Week but this had not been possible. They are requesting that a representative from the City attend the75th anniversary of the City. He would like to attend and would like this placed on the agenda for next week.

COMMITTEE OF THE WHOLE "IN CAMERA"

Council consented to consider Item No. 3 "Airport Township of Kingston By-Law 79-65.

Moved by Ald. Knapp,
Seconded by Ald. Lampropoulos,

That Council adjourn to the Alderman's Lounge and resolve itself into the Committee of the Whole NOT OPEN TO THE PUBLIC to discuss:

1. Storm Sewer Construction by Day Labour;
2. Composition of City Grievance Committee;
3. Airport - Township of Kingston By-Law 79-65

Note: Copies of Reports from the Chief Administrative Officer with regard to Items 1 and 2 were distributed with the agenda.

A copy of the Report with regard to Item 3 was distributed at the meeting.

CARRIED

COMMITTEE OF THE WHOLE "IN CAMERA" (Cont'd)

Moved by Ald. McArthur,
Seconded by Ald. Miller,

That Council rise from the Committee of the Whole and the Chairman report.

CARRIED

The Chairman reported that the following motions were considered in the Committee of the Whole.

(A) The recommendation with regard to the construction of the storm sewer by day labour was deferred pending information with regard to the tender call.

(B) Moved by Ald. Hawkins,
Seconded by Ald. Knapp,

That By-Law No. 1, 1979, "A By-Law to Regulate Council Procedures" be amended to delete from Section 44(a) under the heading "Grievance Committee", the words, "four Aldermen" and substituting therefore the words "Chief Administrative Officer".

LOST 4:9

(C) Moved by Ald. Gerretsen,
Seconded by Ald. Gorham,

That the action of the Commissioner of Industries and Airport Administrator in submitting an objection to Township of Kingston By-Law No. 79-65 (Mancora Subdivision) on behalf of the City of Kingston be endorsed.

CARRIED
Mayor Keyes opposed
(See following motion for reconsideration)

Moved by Ald. Gerretsen,
Seconded by Ald. Gorham,

That, in accordance with Rule 27 (1) of By-Law No. 1, 1979, "A By-Law to Regulate Council Proceedings", the matter of the objection to Township of Kingston By-Law No. 79-65 (Mancora Subdivision) on behalf of the City of Kingston be reconsidered "In Camera" at the meeting of Council on September 24, 1979.

CARRIED 7:6

REPORT OF THE COMMITTEE OF THE WHOLE

Moved by Ald. Tarnowecky,
Seconded by Ald. Gerretsen,

That the Report of the Committee of the Whole be adopted, approved and confirmed.

CARRIED

ADJOURNMENT

Moved by Ald. Clements,
Seconded by Ald. Clark,

That Council do now adjourn.

CARRIED

Council adjourned at 12:35 a.m.

(L.S.)

(Signed) *M.C. Healy*
City Clerk

(Signed) *Ken Keyes*
Mayor

QUEEN'S UNIVERSITY LIBRARY
DOCUMENTS DEPARTMENT
SEP 26 1979

CITY COUNCIL MEETING NO. 37

The regular meeting of City Council will be held on Monday, September 24, 1979 in the Council Chamber, City Hall, at 7:00 p.m.

ROLL CALL

MINUTES

That the Minutes of Meeting No. 35 held on September 10, 1979, be confirmed.

PETITIONS

COMMUNICATIONS

To be Filed

(555) Copy of a letter to Mr. Lino Toffolon, Chalet Tavern, 474 Bath Road, Kingston, from the Liquor Licence Board of Ontario advising of a public meeting of the Liquor Licence Board of Ontario to be held on Wednesday, October 10, 1979 at 10:00 a.m. at the Royal Canadian Legion, 261 Ontario Street, Kingston, to consider Mr. Toffolon's application for additional dining lounge facilities at the Chalet Tavern.

File No. 12-6

(556) Copy of a letter to Mrs. Jean Hughes, Vaults Restaurant, 21 Queen Street, Kingston, from the Liquor Licence Board of Ontario advising of a public meeting of the Liquor Licence Board of Ontario to be held on Wednesday, October 10, 1979 at 10:00 a.m. at the Royal Canadian Legion, 261 Ontario Street, Kingston, to consider Mrs. Hughes' application for a dining lounge licence at the Vaults Restaurant.

File No. 12-6

(557) From the Hon. Claude F. Bennett, Ministry of Housing acknowledging receipt of the City's revised application of June 7, 1979 requesting a federal contribution of $1,125,775.62 and a provincial contribution of $562,887.81 towards the implementation of a Neighbourhood Improvement Plan for the area known as "St. Lawrence/Cataraqui" Neighbourhood Improvement Program Area. This revised implementation application signifies a surplus of $160,500. in previously allocated federal funds which the City of Kingston has agreed to relinquish pursuant to prior discussions between the Community Renewal Branch, City officials and representatives of Canada Mortgage and Housing Corporation.

The Hon. Clause F. Bennett also advises that this application has been approved under the terms of the agreements entered into between the Province of Ontario and Canada Mortgage and Housing Corporation dated December 10, 1973, July 15, 1976 and September 13, 1977. Such approval will enable C.M.H.C. to process the City's application regarding federal financial participation.

The City's request for provincial financial participation will be subject to the approval of Management Board and the execution of legal agreements for implementation between the City and the Province.

File No. 8.3-16

COMMUNICATIONS (Cont'd)

(558) From the Hon. Keith C. Norton thanking the City for the copy of the City of Chatham's resolution concerning Comfort Allowances for the Use of Residents in Homes for the Aged and Rest Homes, which Kingston did not endorse.

File No. 19-7

(559) From the Hon. Keith C. Norton acknowledging receipt of a copy of the City's letter of July 12, 1979 to Mr. Everett of the City of Brampton regarding off-road motorized recreational vehicles and advising that the Hon. James Snow, Minister of Transportation and Communications will be adding Kingston to the list of municipalities supporting the Brampton resolution.

File No. 19-7

To be Filed

(560) From the Minister of Revenue acknowledging receipt of the City's decision to endorse the City of Kitchener's resolution concerning the Ministry's policy with respect to the provision of assessment information and enclosing a copy of the Minister's response to the City of Kitchener in which he states that he is not in favour of the position taken by the City of Kitchener, which the City of Kingston has endorsed.

File No. 1-3

Which was Referred to the Airport Administrator

(561) From the Ministry of Housing with regard to Proposed Amendment No. 16 to the Official Plan of the Township of Kingston notifying that the Township is of the opinion that the redesignation of the "Environmental Protection Area" to "Future Development" should remain and the City would have the opportunity to object to any redesignation when a specific land use is proposed in a future amendment.
(See Clause 4, Report No. 96)

File No. 21-4.11

COMMITTEE OF THE WHOLE

(A) That Council resolve itself into the Committee of the Whole to receive delegations and reports, with Mayor Keyes in the Chair.

DELEGATIONS

(1) The Kingston Public Library Board will be present to discuss their budget.

(Note: Copies of correspondence from the Kingston Public Library were distributed with the Agenda)

(2) The following people will be present to speak to Council regarding supplementary funding for day nurseries:

a) Mr. Jay Merrin for the nursery schools;

b) Mr. Aubrey Garrett for West End Children's Centre;

c) Mr. Peter Sheppard for Kingston Daycare Inc., which operates the R.H. Hay Centre and Private Home Daycare.

(Note: See Clause 1, Report No. 96)

REPORTS

That Report No. 95 of the Grand Theatre Board be received and adopted.

That Report No. 96 of the Chief Administrative Officer be received and considered.

That Report No. 97 of the Mayor and the Chief Administrative Officer be considered.

REPORT NO. 95

September 14th, 1979.

To the Mayor and Aldermen:

The Grand Theatre Board of Management reports and recommends as follows:

1. That, pursuant to section 62(e) of By-law 1-1979, "A By-law to Regulate Council Procedures", approval be granted to the release of holdback funds to Emmons and Mitchell Construction Limited, contractor, in the amount of $95,468.97, in connection with alterations and additions to the Grand Theatre - Phase 4, as recommended by the firm of Smith, Mill and Ross, Architects, in their Certificate No. 569 dated September 10th, 1979.

Chairman.

REPORT NO. 96

September 24th 1979.

To the Mayor and Aldermen:

The Chief Administrative Officer reports and recommends as follows:

Consent of Council is requested to consider the following Clause 1:

1. That the City extend supplementary funding to the day nurseries for the period September 1, 1979 to December 31, 1979 in the amount of $22,710; the City's share being $4,550; these funds being allocated as follows:

Nurseries	$6,562.00
Private Home Daycare (Family Daycare)	9,250.00
West End Children's Centre	3,000.00
R. H. Hay Centre	3,898.00
Total:	$22,710.00

(A copy of a report from the Social Services Administrator is attached hereto as Schedule "A", 14 Pages.)

2. That the tender of North Construction in the amount of $8,776.00 NOT BE ACCEPTED being the lowest tender received for the installation of a washroom in Hangar No. 4, it being noted that incidental to this installation will be added costs for rock excavation at $100.00 per cubic yard and $4.00 per cubic yard (in place) for any new cover soil for tile bed - and further -

That the Purchasing Department be instructed to draw up specifications and obtain three quotations on a modular unit which it is hoped will provide the necessary washroom facilities as well as office space at the Airport.

(Note: A copy of a report from the Chief Administrative Officer and the Commissioner of Industries and Airport Administrator is attached as Schedule "B", 11 Pages.)

3. That the tender of J. R. Storey Construction Company for the Partial Reconstruction of Hangar No. 4 Floor in the amount of $17,656.50, being the lowest tender received, NOT BE ACCEPTED it being noted that an amount equalling 5% of the tender price, $882.83 is required for engineering supervision and inspection of the work - and further -

That, as recommended by the Commissioner of Industries and Airport Administrator, as there are a limited amount of uncommitted funds remaining in the 1979 Airport Budget and there could be an economic advantage if this project were included in the Public Works tender call for road projects, this project be incorporated in the 1980 Budget for consideration of Council.

(Note: See attached report, Schedule "C", 4 Pages.)

4. That, as recommended by the Commissioner of Industries and Airport Administrator, the following resolution approved as Clause 8, Report No. 78, at a meeting of City Council held on July 1979, be reaffirmed, and that pursuant to Section 15 of The Planning Act, this portion of Amendment No. 16 to the Official Plan for the Township of Kingston Planning Area be referred to the Ontario Municipal Board for a hearing:

"That, as recommended by the Industrial Commissioner, the resolution of the Transportation Committee, approved by Council on May 14, 1979, as Clause 3, Report No. 51, which reads as follows be reaffirmed and that the Township of Kingston and the Ministry of Housing be so advised:

'WHEREAS the Kingston Area Planning Board resolved that approval of Official Plan Amendment No. 16 of the Township of Kingston be recommended to the Ministry of Housing, to change the designation from ENVIRONMENTAL PROTECTION AREAS

a) for the area within the proposed subdivision to "LOW DENSITY RESIDENTIAL";

b) for the area on the Kingston Airport property, to "AIRPORT"

NOW THEREFORE BE IT RESOLVED that the City of Kingston does not object to Official Plan Amendment No. 16, but recommends that the small triangular shaped land west of the proposed north/south arterial road and adjacent to the Kingston Airport boundary be designated "AIRPORT" to be consistent with the adjacent land on the west and south boundaries of this area.'"

(Note: See attached report, Schedule "D", 3 Pages.)

5. That, as recommended by the Commissioner of Works, the tender of A.M. Lillis in response to Tender 79-6W for the acceptance and disposal of approximately 2½ million gallons of sewage sludge from the water pollution control plant at a price of 1 3/4¢ per gallon be accepted, it being the only tender received.

(Note: See attached report, Schedule "E" 2 pages)

6. That, as recommended by the Commissioner of Works, Council adopt the following measures to help control the cost of winter control operations:

a) New by-law exemptions permitting encroachments on streets should be discouraged.

b) By-Law requirements should be enforced for all new hedges, fences and steps.

c) The City should advise owners of existing encroachments that do not comply with by-law No. 10 that the City no longer assumes responsibility for winter control damage and requesting compliance.

d) At a later date, Council consider a schedule of the more serious encroachments that have not been corrected under 3, above. This schedule would include action recommended.

(Note: See attached report, Schedule "F" 1 Page .)

7. That, as recommended by the Commissioner of Works, Council authorize the release of the holdback, in the amount of $639.89, on Contract 79/7W with J. Sousa Contractor Ltd., subject to the provision of a satisfactory one year guaranteed maintenance bond and payment of all accounts since the work has been completed without deficiencies.

(Note: See attached report, Schedule "G", 4 Pages.)

8. That, since a sufficiently signed petition has been received, a by-law be presented to Council to authorize the construction of a 200 mm watermain in Cowdy Street from Thomas St. to Russell St. under the provisions of Section 7 of the Local Improvement Act, as follows:

Total estimated cost	$20,500.00
Owners' share	4,280.45
City's share	16,219.55
Debenture Amount	4,280.45

it being noted that there are sufficient funds in the 1979 Capital Budget for this purpose.

(Note: See attached report, Schedule "H", 1 Page .)

9. That, subject to the approval of the Ministery of Transportation and Communication, the tender of Bennett Paving and Materials Ltd. in the reduced amount of $19,004.00 be accepted for the overlay of various streets, being the lowest tender received, it being noted that the tender was $1,212.00 over the estimated cost but due to the escalating prices of asphalt, recalling for a better price would likely be impossible and therefore the tender quantity of 740 tons of asphalt was reduced to 680 tons, the work on Van Order Drive being reduced accordingly and the revised amount of the tender was accepted by the tenderer.

(Note: See attached report, Schedule "I", 1 Page .)

10. That, as recommended by the Commissioner of Works, subject to the approval of the Ministry of Transportation and Communication, the tender of Taggart Construction Ltd. for the construction of storm and sanitary sewers in various streets (Tender No. 79-9W) be accepted being the lowest tender received - and further - that the storm sewer to be build under an agreement between the City and the Portuguese Church in Division Street be financed as follows:

Portuguese Church (owner's share and one-third City's share)	$9,955.00
Subsidy - Ministry of Transportation and Communication	8,522.00
City's share	8,523.00
	$27,000.00

- and further -

That the following budget transfer be approved:

	INCREASE	DECREASE
Public Works - Contributions from Current Revenue - Storm Sewer Division St.	$8,523.00	
Finance Contingencies		$8,523.00

(Note: See attached report, Schedule "J", 2 Pages.)

11. WHEREAS a request has been received by the City Solicitor from the Frontenac County Board of Education for the City to close the allowance for Scott Street between Macdonnell and Toronto Streets;

AND WHEREAS the City Solicitor reports that Scott Street as laid out on Registered Plan No. B-23 between Macdonnell Street and Toronto Street is an "unopened" road allowance and forms part of the Rideau Public School lands and that the Frontenac County Board of Education is the owner of all lands abutting this portion of unopened street allowance;

THAT, as recommended by the City Solicitor, a by-law be presented to Council to authorize an application to the Judge of the County Court of the County of Frontenac, pursuant to Section 86 of The Registry Act and Section 57 of The Surveys Act, to close Scott Street from the east limit of Macdonnell Street to the west limit of Toronto Street, on the understanding that the Frontenac County Board of Education, the abutting property owner, which would obtain title to the closed allowance has agreed to be responsible for all legal and survey costs required for this application.

(Note: A copy of the letter from the City Solicitor is attached as Schedule "K" 2 pages)

12. WHEREAS By-Law No. 79-201, "A By-Law to Amend By-Law No. 8499, 'Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston' (Rezone Lands South Side Queen's Crescent East of Albert Street from E (Special Education and Medical Uses) to Zone E.167 (Special Education and Medical Uses)" which will permit the establishment of a day care centre has received two readings by Council is scheduled to be presented to Council for third reading at this meeting;

AND WHEREAS Ontario Regulation 597/79 prescribes procedures, allowing zoning by-laws to come into force without Ontario Municipal Board approval if no objections against the by-law are filed with the Clerk within a prescribed time, which Council may direct the clerk to utilize:

THAT, upon Third Reading being given By-Law No. 79-201, the City Clerk is hereby directed to proceed pursuant to the provisions of Ontario Regulation 597/79;

- and further -

That, if there are more than 100 owners to whom Notice must be given, the Clerk is hereby directed in lieu of giving the required Notice by mail, to cause a notice to be published once a week for two consecutive weeks in The Whig-Standard.

13. WHEREAS, the Chief Administrative Officer, was directed by City Council to contact the City of Hamilton to ascertain what procedures they plan to use in dealing with requests for donations for disasters;

AND WHEREAS the Clerk of the City of Hamilton has advised that the City has not arrived at a policy in dealing with these matters and indications are that it will be some time before these matters will be resolved;

THEREFORE IT IS RECOMMENDED that City Council in its 1980 Budget deliberations set aside an amount for these purposes which could be used throughout the year.

- and further -

a) That a grant of $100.00 be made to the Sudbury Region Disaster Relief Fund.

13. (cont'd).

b) That a grant of $1,000.00 be made to the Oxford, Brant, Haldimant-Norfolk Disaster Fund whereby the losses are estimated at Twenty Million Dollars.

c) That no action be taken on the request of the City of Napean for a grant as it is believed that it does not warrant the same consideration as the other two areas.

- and further -

That the following budget transfer be approved:

	INCREASE	DECREASE
Finance - Grants	$1,100.00	
Finance - Contingencies		$1,100.00

(Note: A copy of the Report of the Chief Administrative Officer is attached herewith as Schedule "L" - 5 Pages.)

14. That, as recommended by the Commissioner of Works, since a sufficiently signed petition has been received, a by-law be presented to Council to authorize the reconstruction of asphalt pavement in Ontario Street from 3.66 m north of Clarence Street to Johnson Street (including a temporary ramp across Johnson Street as City's share) under the provisions of Section 7 of the Local Improvement Act, as follows:

Total estimated cost	$38,000.00
Owners' share	3,176.12
M.T.C. Subsidy	17,411.00
City's share	17,411.88
Debenture Amount	20,588.00

it being noted that there are sufficient funds in the Capital Budget for this purpose.

(Note: A copy of the Report of the Commissioner of Works is attached herewith as Schedule "M" - 1 Page .)

15. The following Notice of Motion was Tabled at the meeting of City Council held on September 17, 1979 until the meeting of September 24, 1979.

"Moved by Alderman Knapp,
Seconded by Alderman Hawkins,

WHEREAS, periodic property re-assessments penalize and adversely affect the incentive to make improvements to the property;

AND WHEREAS, conversely, re-assessment encourages some owners to allow their properties to fall into disrepair;

AND WHEREAS, properties, on the average, change hands every 3 to 5 years;

AND WHEREAS, fixing the re-assessment date as part of, and condition of sale of the property would essentially mean the property would be re-assessed at a frequency possibly greater than is currently the practice;

AND WHEREAS, the mill rate increases should be the vehicle whereby communities meet their financial requirements;

15. (Cont'd)

THEREFORE, it is requested that the study to consider implementation of equalized assessment in the City of Kingston include a study of the feasibility of all equalized assessments being undertaken as a condition of the sale of a property.;

AND WHEREAS the Ministry of Revenue has now been requested to advise whether a study on the feasibility of all equalized assessments being undertaken as a condition of sale of a property can be done by the Assessment Branch of the Ministry as part of the study requested by the City of Kingston with regard to the feasibility of implementing equalized assessment in the City of Kingston;

THEREFORE IT IS REQUESTED that Council vote on the Notice of Motion to determine whether or not if the Ministry notified that the study can be done that it is the wish of Council that they be instructed to do so.

(Note: A copy of the City Solicitor's report with regard to whether or not the implementation of equalized assessment as a condition of sale of a property is possible under present legislation is attached as Schedule "N" 2 pages)

Respectfully submitted,

R.J. Hamilton
Chief Administrative Officer

REPORT NO. 97

September 24th 1979.

To the Aldermen:

The Mayor and the Chief Administrative Officer request that the following matters be considered by Council:

1. Request of Mr. Don Swain of St. Catharines, Ontario, that the City of Kingston consider making David MacKenzie (Merritt) an honorary citizen of this City with an appropriately inscribed scroll for that occasion.

2. Appointment of a person to the Downtown Core Committee to fill the vacancy resulting from Mrs. K. Brown's resignation.

3. Invitation from the Mayor of Prince Albert, Saskatchewan, for the Mayor to be present in Prince Albert on Monday, October 8th, for their major Civic Banquet and Anniversary Celebration. This request comes about as a result of earlier correspondence during the year and the expressed regrets that neither the Mayor nor the members of the Canada Week Committee were able to attend during Canada Week activities to recognize the twinning of the two cities during 1978.

   Air fare and connecting bus fares for the trip amount to $320.00. Should Council be prepared to pay these expenses, the Mayor would be pleased to attend, foregoing the regular $75. per diem which is paid to staff and council members when travelling on city business.

   (Note: A memorandum from Mayor Keyes with regard to these matters was distributed with the Agenda to all members of Council).

COMMITTEE OF THE WHOLE (Cont'd)

(B) That Council Rise from the Committee of the Whole and the Chairman Report.

REPORT OF THE COMMITTEE OF THE WHOLE

(C) That the Report of the Committee of the Whole be adopted, approved and confirmed.

MOTIONS

NOTICE OF MOTIONS

BYLAWS

(A) That By-Laws 1 to 4 be given their First & Second Readings.

(B) That Rule No. 35 of By-Law No. 1 be suspended for the Purpose of Giving 3 and 4 their Third Reading.

(C) That By-Laws 3 to 5 be given their Third Reading.

* * *

(1) A By-Law to Authorize the Construction of a 200 mm watermain in Cowdy Street from Thomas Street to Russell Street under the provisions of Section 7 of the Local Improvement Act. (Petition).

FIRST & SECOND READINGS — Proposed No. 79-205
Clause 8, Report No. 96, 1979

(2) A By-Law to Authorize the Reconstruction of Asphalt Pavement in Ontario Street from 3.66 m north of Clarence Street to Johnson Street (including a temporary ramp across Johnson Street as City's share) under the provisions of the Local Improvement Act (Petition).

FIRST & SECOND READINGS — Proposed No. 79-206
Clause 14, Report No. 96, 1979

(3) A By-Law to Authorize Application to the Judge of the County Court of the County of Frontenac, Pursuant to Section 86 of the Registry Act and Section 57 of the Survey Act to Close Scott Street from the east limit of Macdonnell Street to the west limit of Toronto Street .

THREE READINGS — Proposed No. 79-207
Clause 11, Report No. 96, 1979

(4) A By-Law to Confirm the Proceedings of Council at its meeting held on September 24, 1979.

THREE READINGS — Proposed No. 79-208
City Council Meeting No. 37, 1979

(5) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston (Rezone Lands South Side of Queen's Crescent East of Albert Street from E (Special Education and Medical Uses).

THIRD READING — Proposed No. 79-201
Clause 2, Report No. 93, 1979

UNFINISHED BUSINESS

COMMITTEE OF THE WHOLE "IN CAMERA"

(A) That Council adjourn to the Aldermen's lounge and resolve itself into the Committee of the Whole not open to the public to continue the discussion on the objection to Township of Kingston By-Law 79-65 and to discuss the sale of land at 902 Portsmouth Avenue.

(B) That Council rise from the Committee of the Whole and the Chairman report.

REPORT OF THE COMMITTEE OF THE WHOLE

(C) That the report of the Committee of the Whole be adopted, approved and confirmed.

ADJOURNMENT

CITY COUNCIL MEETING NO. 37

The regular meeting of City Council was held on Monday, September 24, 1979 in the Council Chamber, City Hall, at 7:00 p.m. His Worship Mayor Keyes presided.

QUEEN'S UNIVERSITY LIBRARY
DOCUMENTS DEPARTMENT
OCT 29 1979

ROLL CALL

Mayor Keyes, Ald. Bishop, Ald. Clark, Ald. Clements, Ald. Gorham, Ald. Hawkins, Ald. Knapp, Ald. Lampropoulos, Ald. McArthur, Ald. Miller, Ald. Tarnowecky, Ald. Webb (12)

MINUTES

Moved by Ald. Bishop,
Seconded by Ald. Clark,

That the Minutes of Meeting No. 35 held on September 10, 1979, be confirmed.

CARRIED

PETITIONS

COMMUNICATIONS

Council consented to the addition of Communication Nos. 562 to 579.

Filed

(555) Copy of a letter to Mr. Lino Toffolon, Chalet Tavern, 474 Bath Road, Kingston, from the Liquor Licence Board of Ontario advising of a public meeting of the Liquor Licence Board of Ontario to be held on Wednesday, October 10, 1979 at 10:00 a.m. at the Royal Canadian Legion, 261 Ontario Street, Kingston, to consider Mr. Toffolon's application for additional dining lounge facilities at the Chalet Tavern.

File No. 12-6

(556) Copy of a letter to Mrs. Jean Hughes, Vaults Restaurant, 21 Queen Street, Kingston, from the Liquor Licence Board of Ontario advising of a public meeting of the Liquor Licence Board of Ontario to be held on Wednesday, October 10, 1979 at 10:00 a.m. at the Royal Canadian Legion, 261 Ontario Street, Kingston, to consider Mrs. Hughes' application for a dining lounge licence at the Vaults Restaurant.

File No. 12-6

(557) From the Hon. Claude F. Bennett, Ministry of Housing acknowledging receipt of the City's revised application of June 7, 1979 requesting a federal contribution of $1,125,775.62 and a provincial contribution of $562,887.81 towards the implementation of a Neighbourhood Improvement Plan for the area known as "St. Lawrence/Cataraqui" Neighbourhood Improvement Program Area. This revised implementation application signifies a surplus of $160,500. in previously allocated federal funds which the City of Kingston has agreed to relinquish pursuant to prior discussions between the Community Renewal Branch, City officials and representatives of Canada Mortgage and Housing Corporation.

The Hon. Clause F. Bennett also advises that this application has been approved under the terms of the agreements entered into between the Province of Ontario and Canada Mortgage and Housing Corporation dated December 10, 1973, July 15, 1976 and September 13, 1977. Such approval will enable C.M.H.C. to process the City's application regarding federal financial participation.

The City's request for provincial financial participation will be subject to the approval of Management Board and the execution of legal agreements for implementation between the City and the Province.

File No. 8.3-16

4
A05

COMMUNICATIONS (Cont'd)

(558) From the Hon. Keith C. Norton thanking the City for the copy of the City of Chatham's resolution concerning Comfort Allowances for the Use of Residents in Homes for the Aged and Rest Homes, which Kingston did not endorse.

File No. 19-7

(559) From the Hon. Keith C. Norton acknowledging receipt of a copy of the City's letter of July 12, 1979 to Mr. Everett of the City of Brampton regarding off-road motorized recreational vehicles and advising that the Hon. James Snow, Minister of Transportation and Communications will be adding Kingston to the list of municipalities supporting the Brampton resolution.

File No. 19-7

Filed

(560) From the Minister of Revenue acknowledging receipt of the City's decision to endorse the City of Kitchener's resolution concerning the Ministry's policy with respect to the provision of assessment information and enclosing a copy of the Minister's response to the City of Kitchener in which he states that he is not in favour of the position taken by the City of Kitchener, which the City of Kingston has endorsed.

File No. 1-3

Referred to the Airport Administrator

(561) From the Ministry of Housing with regard to Proposed Amendment No. 16 to the Official Plan of the Township of Kingston notifying that the Township is of the opinion that the redesignation of the "Environmental Protection Area" to "Future Development" should remain and the City would have the opportunity to object to any redesignation when a specific land use is proposed in a future amendment.
(See Clause 4, Report No. 96)

File No. 21-4.11

Referred to Downtown Core Committee and to City of Kingston Planning Board

(562) From Cunningham, Little, Bonham & Milliken, Barristers & Solicitors, submitting the concerns of their client, Minto Construction Limited, with regard to the document entitled "City of Kingston Call for Development Proposals Central Business District".

(Note: Copies were distributed to all members of Council)

File No. 4-3.5

COMMUNICATIONS (Cont'd)

Filed

(563) From Mr. & Mrs. W.R. Willmott thanking the City for its flower arrangement on the occasion of their 50th Wedding Anniversary.

File 1-1

(564) Copy of a letter to Mr. W.R. Pringle, Innkeeper, Holiday Inn, 1 Princess Street, Kingston, from the Liquor Licence Board of Ontario acknowledging receipt of Mr. Pringle's application for additional dining lounge facilities, 6th floor assembly area, (revised plans) at the Holiday Inn.

File No. 12-6

(565) From the Liquor Licence Board of Ontario advising that application has been made to them for the issue of a liquor licence to the Ambassador Tavern, 1550 Princess Street, Kingston, and advising that when the application has been scheduled for a public hearing, the Board will provide the City with a copy of its letter to the applicant setting out the date, time and place of the hearing.

File No. 12-6

(566) Copy of a letter to Mr. Jos. S. Melo, Ambassador Tavern, 1550 Princess Street, Kingston, from the Liquor Licence Board of Ontario acknowledging receipt of his application for:

1) Recalculation of capacities and unlicenced banquet facilities;
2) Additional dining lounge facilities.

File No. 12-6

(567) From the Hon. Keith Norton acknowledging receipt of the City of Kingston's resolution concerning the licensing of Group Homes , submitting the following comments and advising that the Ministry of Community and Social Services and the Ministry of Health are aware that municipalities would like the power to exercise appropriate control over the types of accommodation which fall under their jurisdiction, such as the hostel in Kingston, and that this issue is presently under consideration:

" It should be noted that the hostel for which the Salvation Army has made application as a group home does not meet the definition of a group home recommended by the Interministerial Working Group on Group Homes because it is not licensed or approved under provincial statute in compliance with municipal by-laws. It is only homes meeting this definition which the report recommends be permitted in all areas designed as residential.

If the zoning by-law amendment passed by the City of Kingston defines a group home as a home licensed or funded by provincial statute, this particular hostel would not be permitted use in a residential neighbourhood and would have to locate in zones permitting institutional uses, i.e., rooming houses, university residences, etc.

(567) (Cont'd)

However, if the by-law defines a group home as "a residence to which people are referred by a hospital, court or government agency", as does, for example, the City of Toronto by-law, this home would locate in a residential neighbourhood.

The difficulty arises in part because so many types of residential housing may be called a 'group home', i.e., a boarding or a lodging house, a rest or retirement home and a domiciliary hostel.

The Province has the authority to license or approve only those homes under its jurisdiction. It may make more sense to refer to these group homes as provincial group homes to differentiate them from homes in which groups of people may reside, but which do not meet the definition of a group home.

It is true that the Municipal Act would have to be amended in order to permit municipalities to license 'group homes' which are not already approved and/or licensed by the Province."

File No. 25-2

(568) From the Canadian Federation of University Women Kingston Club advising that they will not require the use of Memorial Hall on November 14th for the symposium on the Year of the Child as was originally requested.

File No. 3-7.10

(569) From the family and friends of the late Right Honourable John Diefenbaker thanking the City for its expression of sympathy.

File No. 3-6

Referred to the City of Kingston Planning Board

(570) From Mrs. Phyllis Turrell, 75 Pine Street, Kingston, ojbecting to Bennett's Foods being forced out of the community and pointing out that this area of the City does not have another large store of any kind, much less a good food store.

File No. 25-2

Referred to the City of Kingston Planning Board

(571) From the Township of Kingston in response to the presentation to Kingston Township Council of Clause 17, Report No. 86 of the City of Kingston, advising that Kingston Township Council passed the following resolution on September 18, 1979:

> *"That, in accordance with a memo of Gary Stefan dated September 11, 1979 regarding Armstrong Road that the Township proceed to annex from the City of Kingston a 20 ft. wide strip along the east side of Armstrong Subdivision Road to allow the entire 86 ft. width of the road allowance to be deeded to the Township."*

File No. 21-4.11

COMMUNICATIONS (Cont'd)

(572) From the Ministry of Housing forwarding Proposed Amendment No. 25 to the Official Plan for the Township of Kingston Planning Area so that it may be examined by the City for comments. In order that the Ministry can process the application for approval as soon as possible, they are requesting that the City forward any comments to them within 30 days from the date of their letter, September 19, 1979. If no comments are received within this time limit they will assume there are no objections and proceed accordingly. A reasonable extension of time will be permitted only if the Ministry is advised that additional time is required.

File No. 16-1.2-1

Referred to the Chief Administrative Officer

(573) From the City of Guelph requesting endorsement of their following resolution:

> *"That this Council recommend to the Executive of the Association of Municipalities of Ontario that representation be made to the Minister of Intergovernmental Affairs, recommending that Section 389a (1) of The Municipal Act, as re-enacted by Ontario Statutes 1978, Chapter 32, Section 22, be repealed for the following reasons:*
>
> 1. *Local Councils' policies on payment of remuneration to persons it appoints to Local Boards may differ substantially and indeed conflict with such policies prescribed by other Member Municipalities and with such policies prescribed by the Local Boards.*
> 2. *Local Boards with membership from more than one Municipality should, as a matter of good business practice, have the right and responsibility to determine a fair and equitable remuneration policy as approved by the majority of its Members."*

File No. 3-6

Filed

(574) Copy of a letter to Mrs. Susan Cameron, Assistant Administrator, Social Services Department, from the Ministry of Community and Social Services regarding allocation of New Day Care Spaces and advising that these spaces have been allotted to Kingston on an 80-20 cost sharing basis. The cost to the province is $18,160.00 and $4,550.00 for the municipality for a total of $22,710.00. This is an annualized amount.

(Note: See Clause 1, Report No. 96, 1979)

File No. 20-5.3

COMMUNICATIONS (Cont'd)

(575) From the Office of the Registrar General of Ontario announcing that the fee for Ontario birth certificates, marriage certificates, (NOT LICENSES) and death certificates will be increased on October 1st, 1979 from $3.00 to $5.00.

File No. 17-9

(576) From the Iron Bridge Disaster Relief Committee thanking the City for its generous donation to the Iron Bridge Disaster Relief Fund in the flood year 1979.

File No. 7-3

Referred to the Chief Administrative Officer

(577) From Norbro Holdings Limited applying to Council for a hearing before the Conservation Review Board of Council's refusal (R. 85 (4) 79) of their application to affix a sign to the east face of the building at 6-10 Princess Street. (See Clause 17, Report No. 96, 1979)

File No. 2-4.1

Referred to the City Planning Board & Housing Sub-Committee

(578) From the Ontario Ministry of Housing advising that they are now accepting applications for the 1980 Community Services Contribution Program - Neighbourhood Improvement Component and forwarding a copy of the latest Program Guide which explains the objectives of the Program and the eligibility criteria. If the City of Kingston decides to make application for program funding, such application should be submitted no later than November 1, 1979 to:

Mr. J.F. Brown
Director
Community Renewal Branch
60 Bloor Street West
8th Floor
Toronto, Ontario M4W 3K7

File No. 8-3.16

Filed

(579) From Dr. Burton White, Director, Centre for Parent Education, 55 Chapel Street, Newton, Mass. 02160, a telegram which reads as follows:

SUBJECT: Full Time Day Care for Children Under 3 Years of Age

"As a general policy, I strongly disapprove of such practices.

In spite of that statement, I recognize that in every community there are special needs so that some service of that kind is an absolute necessity; i.e., when families cannot or will not adequately take care of their own children, social service or substitute care must be made available; therefore, I urge you to examine this issue analytically. Some full time day cares for children under 3 are vital. A general policy of substitute care for children under 3 would be most unwise."

File No. 4-1.2

COMMITTEE OF THE WHOLE

(A) Moved by Ald. Hawkins,
Seconded by Ald. Gorham,

That Council resolve itself into the Committee of the Whole to receive delegations and reports, with Mayor Keyes in the Chair.

CARRIED

(B) Moved by Ald. McArthur,
Seconded by Ald. Miller,

That Council Rise from the Committee of the Whole and the Chairman Report.

CARRIED

Mayor Keyes reported that the following delegations were received and Report Nos. 95, 96 and 97 were considered in the Committee of the Whole as follows:

DELEGATIONS

(1) Mr. J.L. Boyd, Vice-Chairman, Kingston Public Library Board was present and explained to Council the request of the Board for additional funds in the amount of $17,420 for the year 1979.

(Note: Copies of correspondence from the Kingston Public Library were distributed with the Agenda)

(2) The following persons were present and spoke to Council with regard to supplementary funding for day nurseries and day care centres.

a) Mr. Jay Merrin for the nursery schools;

b) Mr. Aubrey Garrett for West End Children's Centre;

c) Mr. Peter Sheppard for Kingston Daycare Inc. which operates the R.H. Hay Centre and Private Home Daycare.

(Note: See Clause 1, Report No. 96)

REPORTS

Ald. Tarnowecky presented Report No. 95 of the Grand Theatre Board.

Moved by Ald. Tarnowecky,
Seconded by Ald. Gorham,

That Report No. 95 of the Grand Theatre Board be received and adopted.

REPORT NO. 95

September 14th, 1979.

To the Mayor and Aldermen:

The Grand Theatre Board of Management reports and recommends as follows:

REPORTS (Cont'd)

Report No. 95 - Grand Theatre Board

1. That, pursuant to section 62(e) of By-law 1-1979, "A By-law to Regulate Council Procedures", approval be granted to the release of holdback funds to Emmons and Mitchell Construction Limited, contractor, in the amount of $95,468.97, in connection with alterations and additions to the Grand Theatre - Phase 4, as recommended by the firm of Smith, Mill and Ross, Architects, in their Certificate No. 569 dated September 10th, 1979.

CARRIED

Respectfully submitted,

Mayor Keyes,
Ald. Y. Tarnowecky

* * *

Report No. 96 - Chief Administrative Officer

Council consented to the amendment of Clause 10 to insert the words and figures "in the amount of $92,955.39" in the fourth sentence after the words "Tender No. 79-9W.

Council consented to the amendment of Clause 12 to delete the following:

" - and further -

That, if there are more than 100 owners to whom Notice must be given, the Clerk is hereby directed in lieu of giving the required Notice by mail, to cause a notice to be published once a week for two consecutive weeks in the Whig Standard."

Council consented to the addition of Clauses 16 and 17.

Moved by Ald. Hawkins,
Seconded by Ald. Knapp,

That Report No. 96 of the Chief Administrative Officer be received and considered.

REPORT NO. 96

September 24th 1979.

To the Mayor and Aldermen:

The Chief Administrative Officer reports and recommends as follows:

Moved by Ald. Bishop,
Seconded by Ald. Clements,

That, in accordance with Rule 32 (H) of By-Law No. 1, Council discuss Clause No. 1, Report No. 96.

CARRIED

REPORTS (Cont'd)

Report No. 96 - Chief Administrative Officer

1. That the City extend supplementary funding to the day nurseries for the period September 1, 1979 to December 31, 1979 in the amount of $22,710; the City's share being $4,550; these funds being allocated as follows:

Nurseries	$6,562.00
Private Home Daycare (Family Daycare)	9,250.00
West End Children's Centre	3,000.00
R. H. Hay Centre	3,898.00
Total:	$22,710.00

(A copy of a report from the Social Services Administrator is attached hereto as Schedule "A", 14 Pages.)

CARRIED 9:3
(See Recorded Vote)

Ald. Clements requested a recorded vote which was as follows:

YEAS: Mayor Keyes, Ald. Bishop, Ald. Clark, Ald. Clements, Ald. Gorham, Ald. Lampropoulos, Ald. McArthur, Ald. Miller, Ald. Webb (9)

NAYS: Ald. Hawkins, Ald. Knapp, Ald. Tarnowecky (3)

Ald. Clark declared a conflict of interest with regard to Clause 2 as he is a former officer of a company that quotes on modular units.

2. That the tender of North Construction in the amount of $8,776.00 NOT BE ACCEPTED being the lowest tender received for the installation of a washroom in Hangar No. 4, it being noted that incidental to this installation will be added costs for rock excavation at $100.00 per cubic yard and $4.00 per cubic yard (in place) for any new cover soil for tile bed - and further -

That the Purchasing Department be instructed to draw up specifications and obtain three quotations on a modular unit which it is hoped will provide the necessary washroom facilities as well as office space at the Airport.

(Note: A copy of a report from the Chief Administrative Officer and the Commissioner of Industries and Airport Administrator is attached as Schedule "B", 11 Pages.)

CARRIED
Ald. Clark abstained from voting

3. That the tender of J. R. Storey Construction Company for the Partial Reconstruction of Hangar No. 4 Floor in the amount of $17,656.50, being the lowest tender received, NOT BE ACCEPTED it being noted that an amount equalling 5% of the tender price, $882.83 is required for engineering supervision and inspection of the work - and further -

That, as recommended by the Commissioner of Industries and Airport Administrator, as there are a limited amount of uncommitted funds remaining in the 1979 Airport Budget and there could be an economic advantage if this project were included in the Public Works tender call for road projects, this project be incorporated in the 1980 Budget for consideration of Council.

(Note: See attached report, Schedule "C", 4 Pages.)
CARRIED

REPORTS (Cont'd)

Report No. 96 - Chief Administrative Officer

4. That, as recommended by the Commissioner of Industries and Airport Administrator, the following resolution approved as Clause 8, Report No. 78, at a meeting of City Council held on July 1979, be reaffirmed, and that pursuant to Section 15 of The Planning Act, this portion of Amendment No. 16 to the Official Plan for the Township of Kingston Planning Area be referred to the Ontario Municipal Board for a hearing:

"That, as recommended by the Industrial Commissioner, the resolution of the Transportation Committee, approved by Council on May 14, 1979, as Clause 3, Report No. 51, which reads as follows be reaffirmed and that the Township of Kingston and the Ministry of Housing be so advised:

'WHEREAS the Kingston Area Planning Board resolved that approval of Official Plan Amendment No. 16 of the Township of Kingston be recommended to the Ministry of Housing, to change the designation from ENVIRONMENTAL PROTECTION AREAS

a) for the area within the proposed subdivision to "LOW DENSITY RESIDENTIAL";

b) for the area on the Kingston Airport property, to "AIRPORT"

NOW THEREFORE BE IT RESOLVED that the City of Kingston does not object to Official Plan Amendment No. 16, but recommends that the small triangular shaped land west of the proposed north/south arterial road and adjacent to the Kingston Airport boundary be designated "AIRPORT" to be consistent with the adjacent land on the west and south boundaries of this area.'"

(Note: See attached report, Schedule "D", 3 Pages.)

CARRIED

(Ald. Webb & Ald. Hawkins opposed)

Ald. Tarnowecky withdrew at 9:10 p.m.

5. That, as recommended by the Commissioner of Works, the tender of A.M. Lillis in response to Tender 79-6W for the acceptance and disposal of approximately 2½ million gallons of sewage sludge from the water pollution control plant at a price of 1 3/4¢ per gallon be accepted, it being the only tender received.

(Note: See attached report, Schedule "E" 2 pages)

CARRIED

Ald. Tarnowecky returned at 9:20 p.m.

REPORTS (Cont'd)

Report No. 96 - Chief Administrative Officer

At the request of Ald. Miller, Clause 6 was divided and considered part by part.

6. That, as recommended by the Commissioner of Works, Council adopt the following measures to help control the cost of winter control operations.

   a) New by-law exemptions permitting encroachments for hedges, fences and steps on streets should be discouraged.

   CARRIED

   b) By-Law requirements should be enforced for all new hedges, fences and steps.

   CARRIED

   c) The City should advise owners of existing encroachments for hedges, fences and steps that do not comply with By-Law No. 10 that the City no longer assumes responsibility for winter control damage and requesting compliance.

   (REFERRED BACK TO THE COMMISSIONER OF WORKS)
   (See Motion of Referral following part (d))

   d) At a later date, Council consider a schedule of the more serious encroachments that have not been corrected under 3 above. This schedule would include action recommended.

   (Note: See attached report, Schedule "F" 1 Page)

   (REFERRED BACK TO THE COMMISSIONER OF WORKS)
   (See following Motion of Referral)

Moved by Ald. Miller,
Seconded by Ald. Bishop,

That Parts c) and d) of Clause 6, Report No. 96 be referred back to the Commissioner of Works for a review of the wording of By-Law No. 10, "A By-Law Respecting Streets" and an indication of the number of encroachments involved.

CARRIED

Ald. Miller withdrew at 9:30 p.m.

7. That, as recommended by the Commissioner of Works, Council authorize the release of the holdback, in the amount of $639.89, on Contract 79/7W with J. Sousa Contractor Ltd., subject to the provision of a satisfactory one year guaranteed maintenance bond and payment of all accounts since the work has been completed without deficiencies.

   (Note: See attached report, Schedule "G", 4 Pages.)

   CARRIED

REPORTS (Cont'd)

Report No. 96 - Chief Administrative Officer

8. That, since a sufficiently signed petition has been received, a by-law be presented to Council to authorize the construction of a 200 mm watermain in Cowdy Street from Thomas St. to Russell St. under the provisions of Section 7 of the Local Improvement Act, as follows:

Total estimated cost	$20,500.00
Owners' share	4,280.45
City's share	16,219.55
Debenture Amount	4,280.45

it being noted that there are sufficient funds in the 1979 Capital Budget for this purpose.

(Note: See attached report, Schedule "H", 1 Page .)

(See By-Law 1: No. 79-205)

CARRIED

9. That, subject to the approval of the Ministery of Transportation and Communication, the tender of Bennett Paving and Materials Ltd. in the reduced amount of $19,004.00 be accepted for the overlay of various streets, being the lowest tender received, it being noted that the tender was $1,212.00 over the estimated cost but due to the escalating prices of asphalt, recalling for a better price would likely be impossible and therefore the tender quantity of 740 tons of asphalt was reduced to 680 tons, the work on Van Order Drive being reduced accordingly and the revised amount of the tender was accepted by the tenderer.

(Note: See attached report, Schedule "I", 1 Page .)

CARRIED

Ald. Miller returned at 9:35 p.m.

10. That, as recommended by the Commissioner of Works, subject to the approval of the Ministry of Transportation and Communication, the tender of Taggart Construction Ltd. for the construction of storm and sanitary sewers in various streets (Tender No. 79-9W) in the amount of $92,955.39 be accepted being the lowest tender received - and further - that the storm sewer to be built under an agreement between the City and the Portuguese Church in Division Street be financed as follows:

Portuguese Church (owner's share and one-third City's share)	$9,955.00
Subsidy - Ministry of Transportation and Communication	8,522.00
City's share	8,523.00
	$27,000.00

- and further -

That the following budget transfer be approved:

	INCREASE	DECREASE
Public Works - Contributions from Current Revenue - Storm Sewer Division St.	$8,523.00	
Finance Contingencies		$8,523.00

(Note: See attached report, Schedule "J", 2 Pages.)

CARRIED AS AMENDED

REPORTS (Cont'd)

Report No. 96 - Chief Administrative Officer

Ald. Lampropoulos withdrew at 10:45 p.m.

11. WHEREAS a request has been received by the City Solicitor from the Frontenac County Board of Education for the City to close the allowance for Scott Street between Macdonnell and Toronto Streets;

AND WHEREAS the City Solicitor reports that Scott Street as laid out on Registered Plan No. B-23 between Macdonnell Street and Toronto Street is an "unopened" road allowance and forms part of the Rideau Public School lands and that the Frontenac County Board of Education is the owner of all lands abutting this portion of unopened street allowance;

THAT, as recommended by the City Solicitor, a by-law be presented to Council to authorize an application to the Judge of the County Court of the County of Frontenac, pursuant to Section 86 of The Registry Act and Section 57 of The Surveys Act, to close Scott Street from the east limit of Macdonnell Street to the west limit of Toronto Street, on the understanding that the Frontenac County Board of Education, the abutting property owner, which would obtain title to the closed allowance has agreed to be responsible for all legal and survey costs required for this application.

(Note: A copy of the letter from the City Solicitor is attached as Schedule "K" 2 pages)

(See By-Law 3: No. 79-207)

CARRIED 6:5
Ald. Clements opposed

Ald. Lampropoulos returned at 10:47 p.m.

12. WHEREAS By-Law No. 79-201, "A By-Law to Amend By-Law No. 8499, 'Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston' (Rezone Lands South Side Queen's Crescent East of Albert Street from E (Special Education and Medical Uses) to Zone E.167 (Special Education and Medical Uses)" which will permit the establishment of a day care centre has received two readings by Council is scheduled to be presented to Council for third reading at this meeting;

AND WHEREAS Ontario Regulation 597/79 prescribes procedures, allowing zoning by-laws to come into force without Ontario Municipal Board approval if no objections against the by-law are filed with the Clerk within a prescribed time, which Council may direct the clerk to utilize:

THAT, upon Third Reading ~~b~~eing given By-Law No. 79-201, the City Clerk is hereby directed to proceed pursuant to the provisions of Ontario Regulation 597/79.

CARRIED AS AMENDED

REPORTS (Cont'd)

Report No. 96 - Chief Administrative Officer

At the request of Mayor Keyes, Clause 13 was divided and considered in parts.

13. WHEREAS, the Chief Administrative Officer, was directed by City Council to contact the City of Hamilton to ascertain what procedures they plan to use in dealing with requests for donations for disasters;

AND WHEREAS the Clerk of the City of Hamilton has advised that the City has not arrived at a policy in dealing with these matters and indications are that it will be some time before these matters will be resolved;

THEREFORE IT IS RECOMMENDED that City Council in its 1980 Budget deliberations set aside an amount for these purposes which could be used throughout the year.

CARRIED

- and further -

a) That a grant of $100.00 be made to the Sudbury Region Disaster Relief Fund.

CARRIED

b) That a grant of $1,000.00 be made to the Oxford, Brant, Haldimant-Norfolk Disaster Fund whereby the losses are estimated at Twenty Million Dollars.

CARRIED 10:2

c) That no action be taken on the request of the City of Napean for a grant as it is believed that it does not warrant the same consideration as the other two areas.

CARRIED 10:2
Ald. Clements & Ald. Gorham opposed
(See following Motion to amend which was Lost)

- and further -

That the following budget transfer be approved:

	INCREASE	DECREASE
Finance - Grants	$1,100.00	
Finance - Contingencies		$1,100.00

(Note: A copy of the Report of the Chief Administrative Officer is attached herewith as Schedule "L" - 5 Pages.)

CARRIED

Moved by Ald. Clark,
Seconded by Ald. Clements,

That a grant of $100.00 be made to the Napean Disaster Relief Fund Committee.

LOST 4:8

REPORTS (Cont'd)

Report No. 96 - Chief Administrative Officer

14. That, as recommended by the Commissioner of Works, since a sufficiently signed petition has been received, a by-law be presented to Council to authorize the reconstruction of asphalt pavement in Ontario Street from 3.66 m north of Clarence Street to Johnson Street (including a temporary ramp across Johnson Street as City's share) under the provisions of Section 7 of the Local Improvement Act, as follows:

Total estimated cost	$38,000.00
Owners' share	3,176.12
M.T.C. Subsidy	17,411.00
City's share	17,412.88
Debenture Amount	20,589.00

it being noted that there are sufficient funds in the Capital Budget for this purpose.

(Note: A copy of the Report of the Commissioner of Works is attached herewith as Schedule "M" - 1 Page .)

(See By-Law 2: No. 79-206) *CARRIED*

15. The following Notice of Motion was Tabled at the meeting of City Council held on September 17, 1979 until the meeting of September 24, 1979.

"Moved by Alderman Knapp,
Seconded by Alderman Hawkins,

WHEREAS, periodic property re-assessments penalize and adversely affect the incentive to make improvements to the property;

AND WHEREAS, conversely, re-assessment encourages some owners to allow their properties to fall into disrepair;

AND WHEREAS, properties, on the average, change hands every 3 to 5 years;

AND WHEREAS, fixing the re-assessment date as part of, and condition of sale of the property would essentially mean the property would be re-assessed at a frequency possibly greater than is currently the practice;

AND WHEREAS, the mill rate increases should be the vehicle whereby communities meet their financial requirements;

THEREFORE, it is requested that the study to consider implementation of equalized assessment in the City of Kingston include a study of the feasibility of all equalized assessments being undertaken as a condition of the sale of a property.;

AND WHEREAS the Ministry of Revenue has now been requested to advise whether a study on the feasibility of all equalized assessments being undertaken as a condition of sale of a property can be done by the Assessment Branch of the Ministry as part of the study requested by the City of Kingston with regard to the feasibility of implementing equalized assessment in the City of Kingston;

REPORTS (Cont'd)

Report No. 96 - Chief Administrative Officer

15. (Cont'd)

THEREFORE IT IS REQUESTED that Council vote on the Notice of Motion to determine whether or not if the Ministry notified that the study can be done that it is the wish of Council that they be instructed to do so.

(Note: A copy of the City Solicitor's report with regard to whether or not the implementation of equalized assessment as a condition of sale of a property is possible under present legislation is attached as Schedule "N" 2 pages)

LOST 3:9

16. That, in order to meet in *"In Camera"* session with representatives of Stevenson & Kellogg, Management Consultants on Monday, October 1, 1979, from 7:00 p.m. to 8:00 p.m. in the Alderman's Lounge, the time for the commencement of the Regular Meeting of City Council on October 1, 1979, be altered to 8:00 p.m.

(Note: Pursuant to Rule 1 of By-Law No. 1, 1979, a simple majority vote only is required).

CARRIED

17. Whereas, Norbro Holdings Limited have applied to Council for a hearing before The Conservation Review Board of Council's refusal (R. 85 (4) 79) of their application to affix a sign to the east face of the building at 6-10 Princess Street:

That, as required by section 33 (7) of The Ontario Heritage Act, 1974, the matter of the application of Norbro Holdings Limited with respect to a sign at 6-10 Princess Street is hereby referred to The Conservation Review Board for a Hearing and Report.

CARRIED

Respectfully submitted,

R.J. Hamilton
Chief Administrative Officer

Schedule "A" to Report No. 96
(Page 1)

memorandum

Department of Social Services
City of Kingston

TO: Mr. R.J. Hamilton,
Chief Administrative Officer.

DATE: September 18, 1979

FROM: Mr. S.H. Routbard,
Administrator, Dept. of Social Services

SUBJECT: Day Nurseries: Request for supplementary funds for 1979.

ORIGIN: The request for supplementary funding has been initiated by the nurseries presently having agreements for Purchase of Service with the City.

Representatives of the nurseries have met with Mr. Keith Norton, who has advised that supplementary funding for 1979 is available from the Province but is conditional on a municipal contribution of 20%.

ANALYSIS: The nurseries advise that they have insufficient funds to meet the demand for subsidized daycare and nursery services. In some instances services to children are slated to be terminated in the next 4-6 weeks due to lack of funds.

The following chart outlines the 1979 funds allocated for nurseries and the actual amount spent as of August 31, 1979:

Name	1979 Allocation	Expenditures at Aug. 31/79
Allen Detweiler	1,680.00	450.26
Complex Co-op	2,235.00	1,485.87
Helen Tufts	13,986.00	9,712.00
St. Matthew's	2,520.00	2,520.00
West End Children's Centre	20,000.00	15,188.70
Chalmers	430.00	353.35
R.H. Hay	47,200.00	31,441.23
Private Home Daycare (Family Daycare)	15,700.00	14,742.08

At the time that 1979 allocations were made, Council assigned a flat 5% increase to all nurseries and daycare centres, resulting in a total budget of $103,751.

September 1979 the Province announced that there are funds available for supplementary funding for 1979. Area Manager for Children's Services, Mr. Gerry Duda, has advised that $22,710 has been allocated for the City of Kingston, i.e. the Province will contribute $18,160 (80%) if the City will contribute $4,550 (20%).

Schedule "A" to Report No. 96
(Page 2)

FINANCIAL CONSIDERATIONS:

There are no funds in the current Social Services budget to provide supplementary funding for day nursery services.

However, it should be noted that $14,152 has been transferred from finance contingencies to the Social Services budget to fund the Harbour Light Hostel, (also shareable 80/20 with the Province). It is unlikely that this hostel will be operational before the end of the year.

RECOMMENDATIONS:

That the City extend supplementary funding to the day nurseries for the period September 1, 1979 to December 31, 1979 in amount of $22,710; the City's share being $4,550; these funds being allocated as follows:

Nurseries:	$6,562.00
Private Home Daycare (Family Daycare)	9,250.00
West End Children's Centre	3,000.00
R. H. Hay Centre	3,898.00
Total:	22,710.00

Telephone 548-3223
548-4726

Kingston Day Care Inc.
10 Chapman Street
Kingston, Ontario
k7k 3s8

September 11, 1979

Dear Mr. Mayor and Members of Kingston City Council:

Kingston Day Care Incorporated respectfully requests that a supplementary budget be considered for the remainder of 1979. The Honourable Mr. Keith Norton has indicated that funds are available for needy cases in Kingston.

Amount originally requested	- $60,739.00
Amount granted	- $47,200.00
Amount not granted	$13,539.00
Amount already used as of August 31, 1979	- $31,441.23
Amount left for balance of '79 (four months)	- $15,558.57

Number of children on roll	- 9 (full time)
	- 6 (part-time)
	-11 (spec.case re Family Day Care)
TOTAL	16

Number of children refused - 25 to 30. All these are referrals from other agencies as being in real need.

If the attendance holds up we will not have sufficient funds to subsidize the present number of children until Dec.31/79.

We respectfully request that an additional $13,539.00 be allocated to Kingston Day Care Incorporated (R. H. Hay Centre), of which $2,708.00 would come from City of Kingston taxes.

Yours sincerely,

Nora I. Poston

NIP:ls

(Mrs.) Nora I. Poston
Executive Director

Schedule "A" to Report No. 96
(Page 4)

Telephone 548-3223
548-4726

Kingston Day Care Inc.
10 Chapman Street
Kingston, Ontario
k7k 3s8

September 12, 1979

Dear Mayor Keyes and Members of Kingston City Council:

Private Home Day Care respectfully requests that a supplementary budget be considered for the remainder of 1979. We presently have approximately $1,000 of our allocated $15,750 remaining to subsidize six children. At our present rate we will be out of funds by mid-October.

Amount originally requested	$25,792
Amount granted	$15,750
Amount already used as at 31 August 1979	$14,741
Amount remaining for balance of 1979	$ 1,009

Number of children on role - 3 (full time)
- 3 (part-time)
6

We also have a waiting list of 17 children who have been referred by agencies such as Children's Aid and Public Health.

We respectfully request that an additional $10,000 be allocated to Private Home Day Care to maintain these needy children. Since we are the only service (except Queen's Co-operative Day Care) providing subsidized care for children under two, we feel the amount allowed us should reflect this.

Yours sincerely,

Paulette Freeman

(Mrs.) Paulette Freeman
Co-ordinator
Private Home Day Care Programme

Schedule "A" to Report No. 96
(Page 5)

WEST END CHILDRENS' CENTRE
Portsmouth and Miles Avenues
Kingston, Ontario
K7M 1Y3
Telephone: 546-2911

SEP 1979

August 31, 1979

Mrs. Susan Cameron,
City Hall,
216 Ontario Street,
Kingston, Ontario

Dear Susan,

We would like to apply for an increase in subsidy for 1979. Enclosed you will find a copy of our budget for 1979 to date.

At present we have 12 children on our waiting list who need subsidized day care. The parents of approximately ten of these children are students at St. Lawrence College. Many are in retraining programmes to upgrade their education, therefore improving their chances of employment. Some are bettering their education to improve self-image and become sufficiently prepared to provide for their families.

We have also had referrals from Dr. Barber at the Family Clinic. In helping families in difficulty, it is necessary at times to find temporary day care for the children involved, to alleviate the problems of the parents. Without the necessary funding, we are finiancially unable to give the day care needed. In the past few months we have found it necessary to refuse this kind of assistance.

As of July 31, 1979 our records show we have used $13,223.10 of the $20,000.00 allocated for West End Children's Centre. This leaves $6,776.90 for the remaining five months. We could enroll four more subsidized children, which would mean an additional $3,000.00 will be needed for subsidized day care for 1979.

A member of our board, Mr Aubrey Garrett, would like to speak to the city council regarding this matter. We would appreciate being notified as to a suitable date.

Thank you for your co-operation.

Yours truly,

Anna Caburn

Director

Schedule "A" to Report No. 96
(Page 6)

WEST END CHILDREN'S CENTRE - STATEMENT OF BUDGET FOR JAN 1, 1979 to AUG 29, 1979

	ACTUAL	PROPOSED	BALANCE
Supervising & Teaching Salaries	$ 23,179 04	$ 45,500 00	$ 22,320 96
Caretaker	1,743 60	2,860 00	1,116 40
Cook	3,804 28	5,000 00	1,195 72
Treasurer	375 00	600 00	225 00
Employee Benefits	330 00	1,352 00	1,022 00
Food	3,030 82	7,337 20	4,306 38
Health Supplies	6 81	100 00	93 19
Playroom & Teaching Supplies	475 20	1,000 00	524 80
Property - Including Rent & Taxes	5 00	3,000 00	2,995 00
Property - Insurance	75 00	50 00	- 25 00
Property - Snowplowing	168 00	1,000 00	832 00
Equipment Purchase & Maintenance	2,287 46	3,000 00	712 54
Cleaning & Paper Supplies	375 76	300 00	75 76
Office Supplies	161 01	200 00	38 99
Supply Teachers	1,277 50	1,000 00	- 277 50
Loan Repayment & Interest	6,589 70	7,600 00	1,010 30
Advertising	129 03	350 00	220 97
Telephone	176 46	360 00	183 54
	$ 44,189 67	$ 80,609 20	$ 36,419 53

Total Deposits to date -	$46,371 08
Total fees collested	41,183 00
J E T Grant	1,368 00
	42,551 00
Donation & misc. income -	$3,820 08

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File
allocations

RECEIVED
MINISTRY OF COMMUNITY
& SOCIAL SERVICES
AUG 27 1979
[illegible] OFFICE 53

Ministry of
Community and
Social Services
Ontario

newsrelease

1979 International
Year of the Child

FOR IMMEDIATE RELEASE
August 23, 1979
79-75

NORTON ANNOUNCES ADDITIONAL DAY CARE SERVICES

TORONTO -- Minister of Community and Social Services, Keith C. Norton, announced today that an additional 275 subsidized day care spaces are being made available throughout the province.

"Municipalities are spending on day care at a rate that is less than originally anticipated. This has provided us with the capacity to subsidize the 275 additional spaces," the minister added.

"As I indicated earlier this year, we have monitored program activity to determine what we could do within the existing budget to meet some of the most urgent needs.

"This ongoing analysis has resulted in today's announcement."

In Metropolitan Toronto, Mr. Norton said, the review has resulted in funding for a day care centre for 50 children in the new St. Lawrence Neighbourhood as well as additional spaces in the Metropolitan area.

Discussions with Metropolitan Toronto officials have confirmed that funds are available within the existing municipal day care budget to allow the St. Lawrence day care centre to commence operations in September, on the basis of normal 80%-20% provincial-municipal cost sharing.

Distribution of the remainder of the funds will be determined on the basis of discussions with other municipalities.

Regional officials of the ministry will be approaching municipalities in their regions to determine specific allocations of these funds.

...2

In determining those areas and municipalities to receive additional monies, the ministry will be considering:

- the size of municipal waiting lists
- areas of the province with employment opportunities for sole-support mothers
- areas which have received less of a percentage increase for expansion in recent years

Since 1974 provincial expenditures for day care have increased three-fold from $14.4 million to approximately $42.5 million in the 1979-80 fiscal year.

- 30 -

For Further Information:

Vicki Bales
Executive Assistant, Operations
Children's Services Division
Ministry of Community and Social Services
(416) 965-7683

Schedule "A" to Report No. 96
(Page 9)

Kingston
Sept. 14 79

Dept. of Community & Social Services
City Hall
Kingston

SEP 14 1979

Dear Mrs Cameron

I would like to submit the enclosed Brief to the members of City Council and request permission for Mrs Joy Merrin to speak to the Day Nurseries budget at the earliest possible meeting of City Council.

Thank you
Sincerely

Kristine Atwell

RECEIVED
SEP 14 1979
DEPARTMENT OF SOCIAL SERVICES
CITY OF KINGSTON

In May and June of this year those preschool centres involved in purchase-of-service agreements with the City of Kingston met to explore matters of common concern. All centres had received a five percent increase over their 1978 budgets. Some centres planned their financial budgets carefully and, as a result, turned children in need of care away (R. H. Hay Day Care Centre); other centres met the need for services and have, as a result of this increased demand, depleted their allotment (St. Matthew's Nursery School). In some cases, services continue to be terminated for children because funds are no longer available for them (Private Home Day Care).

While the committee is aware of the substantial size of the subsidy budget, it also feels that the centres have an obligation to respond to the needs of children from underprivileged families, especially when a centre has vacancies.

Children whose range of experiences is limited by their meagre home environment, can stand to gain substantially in a stable well-planned preschool program.

It is significant that, in the great majority of cases, the children eligible for subsidy come from broken homes, have very young inexperienced parents, or live in crowded noisy housing. Frequently, they are referred to the centre by social agencies (C.A.S., Publich Health, Therapeutic Nursery Schools, Infant Stimulation Program, or Family Psychians). In many cases, the child's enrolment in a Day Care Centre allows the parent to enter a retraining program which will eventually lead to self support.

...2

At a meeting with the Mayor in June we were challenged by him to produce evidence that the preschool experience in fact makes a sufficient impact to justify the expenditure of more tax dollars. It is very difficult to measure statistically the quality of daily experiences. Day Care Centres and Nursery Schools are not in the business of conducting research; their energies are directed at children now. However, in an effort to gain some insight into the children's subsequent performance, a number of kindergarten teachers were contacted to ask them if they could find differences in adjustment and behaviours of children who had attended a Nursery School or Day Care Centre. The responses were clear: easier social adjustment, better coping skills, better self-care skills, steady school attendance, ability to express feelings and ideas, a good repetoire of problem-solving abilities, etc.

The need for evaluation and assessment of services to children is obvious to us. However, the struggle to find and provide some financial stability has tended to absorb the energies of those managing the centres.

Schedule "A" to Report No. 96
(Page 12)

RECEIVED
SEP 14 1979
DEPARTMENT OF SOCIAL SERVICES
CITY OF KINGSTON

FULL DAY - DAY CARE CENTRES

Centre	Allocation for 1979	Expenditures as of July, 1979	Number of Spaces Subsidized	Total Number of Spaces	Amount Required to Respond to the Demands for Service	City's Share
Private Home Day Care	$15,700	$14,561.52	19	45	$ 9,250	$1,850.00
R.H. Hay Day Care Centre	47,200	27,231.47	17	72	13,539	2,707.80
West End Children's Centre	20,000	14,719.00	9	34	3,000	600.00
Totals	$82,900	$56,511.99	45	151	$25,789	$5,157.80

Schedule "A" to Report No. 96
(Page 13)

RECEIVED
SEP 14 1979
CITY OF KINGSTON

NURSERY SCHOOLS - HALF DAY CENTRES

Centre	Allocation for 1979	Expenditures as of July, 1979	Number of Spaces Subsidized Jan-July	Total Number of Spaces	Amount Required to Continue Same Level of Service	City's Share
Allen Detweiler	$ 1,680	$ 541.98	4	38	------	------
St. Matthew's	2,520	2,810.00	15	30	$2,120	$ 424
Complex Co-Op	2,235	1,730.87	10	60	2,042	408
Chalmers	430	353.00	6	25	------	------
Helen Tufts	13,986	9,711.40	28	36	2,400	484
Totals	$20,851	$15,147.25	63	189	$6,562	$1,316

Schedule "A" to Report No. 96
(Page 14)

RECEIVED
SEP 14 1979
DEPARTMENT OF SOCIAL SERVICES
CITY OF KINGSTON

Ontario

LEGISLATIVE ASSEMBLY

HON. KEITH C. NORTON, M.P.P.
KINGSTON AND THE ISLANDS

QUEEN'S PARK OFFICE:
(416) 965-9001
Queen's Park, Toronto
M7A 1E9

CONSTITUENCY OFFICE:
(613) 546-2424
159 Wellington Street
Kingston, Ontario K7L 3E1

August 27, 1979

Ms. Kristin Colwell
248 Division Street
Kingston, Ontario
K7L 5Y5

Dear Ms. Colwell:

Thank you very much for your letter of June 25, 1979 concerning purchase of service agreements for preschool children.

Following our earlier discussion in my constituency office, I spoke to senior staff in my Ministry to determine what possibility there might be for supplementary funding for increases in the numbers of children receiving care.

I am very sympathetic, as I'm sure you know, to the dilemma in which some centres are finding themselves, and I am pleased to let you know that my Ministry has been able to identify some funds which I have authorized for use as supplementary monies for day care. As a result, it is my hope that we will see some relief for day care in our community.

I want to make it quite clear that subject to the constraints under which any Ministry operates, I will continue to look for any reasonable means by which to alleviate the kinds of situations we discussed.

Yours very truly,

Keith

Keith C. Norton
Minister
M.P.P. Kingston
and the Islands

Schedule "B" to Report No. 96
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 1-2.1-1

September 17, 1979

MEMORANDUM

TO: Mayor Keyes and Members of Council

FROM: R.J. Hamilton, C.A.O.

RE: AIRPORT - WASHROOM FACILITIES - HANGAR NO. 4

We are forwarding herewith various correspondence concerning the Airport washroom facilities together with a recent quote from a supplier of a mobile prefab unit which is estimated may cost up to $12,600.

In addition, we are forwarding a report discussed with Mr. Stevens some time ago to show the cost of Butler and Armco Pre-Engineered Buildings which we reviewed at that time.

Based on the estimated price of $12,600. and also the fact that it allows Council to perhaps have some flexibility in future if ever a proper airport administrative building is constructed, and further the said modular unit could be used in other areas of the City if it was no longer required at the airport, we would recommend that Council not accept the lowest tender for the installation of the washroom in Hangar No. 4 at this time and further that we instruct the Purchasing Department to draw up specifications and ask for three quotes as required by By-Law No. 1, on a modular unit which we would hope will provide the necessary washroom facilities as well as office space.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

Schedule "B" to Report No. 96
(Page 2)

SEP 14 1979

KINGSTON INDUSTRIAL COMMISSION

CITY HALL, KINGSTON, ONTARIO, CANADA
K7L 2Z3

W. DAVID STEVENS
Commissioner of Industries

(613) 546-4291 and 546-1232

MEMORANDUM

TO: R. J. Hamilton, C.A.O.

FROM: W. D. Stevens, Commissioner of Industries and Airport Administrator

DATE: September 14, 1979

RE: AIRPORT - Washroom Facilities, Hangar No. 4
- Your File No. 1-2.1-1

As requested this morning, I contacted Mr. R. Clark, Parkington Corporation, regarding release of pricing information submitted with his offer to sell to the Corporation of the City of Kingston a modular motel prefab unit.

Mr. Clark was advised of the possibility that the Purchasing Department may be required to obtain additional quotations after Council's review of the offer.

Mr. Clark has no objection to releasing the price information and pointed out that under the circumstances noted in the offer, "the unit being a concept and display model", any alternate equipment of comparable specifications will certainly be at a much higher cost.

W. D. Stevens

W. David Stevens, A.M.E.I.C.
Commissioner of Industries
and Airport Administrator

WDS/c

c.c. R. J. Plumley, Buyer
Purchasing Department

SEP 12 1979

KINGSTON INDUSTRIAL COMMISSION

CITY HALL, KINGSTON, ONTARIO, CANADA
K7L 2Z3

W. DAVID STEVENS
Commissioner of Industries

(613) 546-4291 and 546-1232

MEMORANDUM

TO: R. J. Hamilton, C.A.O.

FROM: W. D. Stevens, Commissioner of Industries and Airport Administrator

DATE: September 12, 1979

RE: AIRPORT - Washroom Facilities, Hangar No. 4, Inquiry No. 79-54
- Your File No. 1-2.1-1

Further to Clause 4 of Report No. 92 concerning subject item, and as requested by Council, attached hereto are:

(a) Summary of response received by the Purchasing Department to Inquiry No. 79-54, Schedule "A";

(b) Confirmation by Parkington Corporation to supply a single modular unit 28' x 12' inside floor area, complete with washroom, heaters and office area, as per specifications and price list, Schedule "B";

The price is summarized as follows:

1 - Surplus Display Modular Unit	SALE PRICE	$10,580.00	
Skirting of base of Unit		458.00	
Arrowhead anchoring, 4 corners		100.00	
Connection of services, water, sewer, electric, telephone		1,500.00	(Est.)
		$12,638.00	

It should be noted that a sum of $10,500. is available for the installation of a washroom facility, Hangar No. 4. A budget transfer from Finance Contingencies would be required to meet any additional cost if the above proposal is entertained.

Respectfully submitted,

W. David Stevens, A.M.E.I.C.
Commissioner of Industries
and Airport Administrator

WDS/c

Attachments

Schedule "B" to Report No. 96
(Page 4)

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE
Director of Purchasing

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

TO: W.D. Stevens, Airport Administrator

FROM: R.J. Plumley, Buyer, for M.J. Ewart, Director of Purchasing

SUBJECT: Inquiry # 79-54 Washroom/Hanger #4

DATE; September 12, 1979

Further to Mr. Ewart's memo of August 2, 1979, the following is a summary of all bids received regarding the subject invitation.

	Alternative A with septic system	Alternative B with holding tank
Abcon Limited	16,850.00	16,250.00
Acton Construction	17,778.00 trench rock extra at 55.00 cu. yd. mass rock extra at 45.00 cu. yd.	15,036.00
Dunn & Marlow Building Service	11,092.00 rock removal extra at 110.00 cu. yd. cover or fill extra at 4.40 cu. yd.	11,548.00
A.W. Evans Construction Limited	11,566.46 removal of rock extra 20.00 cu. yd.	10,382.36
D.A. Foley Construction Limited	11,602.00 rock removal extra at 123.00 cu. yd. fill if required 4.93 cu. yd.	12,070.00
Kehoe Construction Limited	9,963.00 rock excavation extra fill if required 4.00 cu. yd.	9,763.00
Faroldi Masonary	12,630.00	
North	8,776.00 fill if required extra 4.00 cu. yd. rock excavation extra 100.00 cu. yd.	9,176.00

R.J. Plumley

R.J. Plumley, Buyer

Rec'd.
12/9/7

Parkington Corporation
OF KINGSTON LIMITED

SALES DIVISION
COUNTER ST. AT HIGHWAY 2
R.R. #8
KINGSTON, ONTARIO
K7L 4V4
TELEPHONE 549-2800

SINGLE MODULAR MOTEL UNIT - SELF CONTAINED

SURPLUS DISPLAY MODEL

1980 MODELS MODIFIED TO MAKE DISPLAY INAPPROPRIATE

SEE SPECIFICATION SHEET FOR DETAILS

Floor 28'x12' with 4'x12' Porch
3 Piece Bathroom

REGULAR	$ 13,487.
Sale Price	10,580.

Price includes, placement, blocking and levelling.

Other Service

1000 Gallon Sewage holding tank installed (Based on being able to excavate 6' deep without refusal)	$ 545.
1000 Gallon Water Holding Tank as above	545.
2000 Gallon Sewage holding tank as above	1,019.
2000 Gallon Water holding tank as above	1,019.

NOTE: 1000 Gallon Tanks are relocatable
2000 Gallon Tanks are not relocatable

Skirting of base of unit	458.
Arrowhead anchoring, 4 corners	100.
3 Riser fibreglass steps (used)	180.

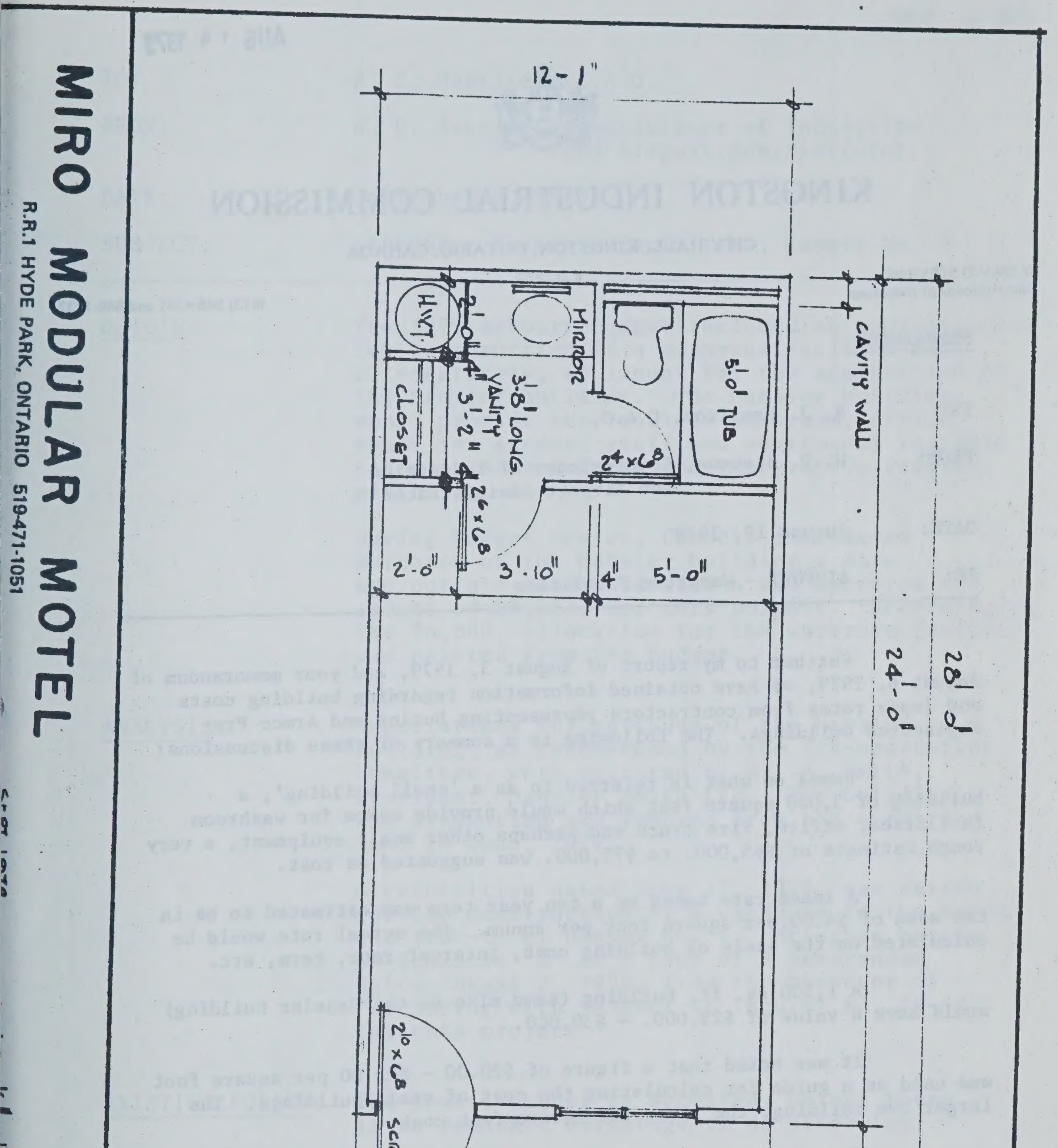
TWIN SECTION BUNGALOWS
MOBILE HOMES
COMMUNITY DEVELOPMENTS
MODULAR HOMES

Schedule "B" to Report No. 96
(Page 6)

MODULAR MOTEL - STANDARD EQUIPMENT - STANDARD FLOOR PLANS

1. Module will be complete on the interior with exception of furniture
2. Siding will be complete on the front and back of unit only, in one of the four exteriors shown
3. Steel Perimeter Frame:
    - 2 x 8 floor joists @ 16" O.C.
    - 5/8 T & G firply flooring
    - R24 floor insulation
    - R14 wall insulation - all walls
    - R36 ceiling insulation
    - Vinyl covered 1/2" gyproc throughout
    - Carpet and underlay in room area
    - 2 x 4 studs @ 16" O.C.
    - 5/16 aspenite on exterior walls
    - Wood front door c/w aluminum storm panel (no light in door)
    - Thermal pane picture window with ventilators
    - Acoustic ceiling panel
    - Engineered roof trusses @ 16" O.C.
    - 3/8 Poplar roof sheathing
    - 210# Asphalt shingles - black
    - Continuous vapour barrier
    - 100 AMP - 12 circuit load center (Breaker type)
    - Electrical installed to Ontario Hydro Standard
    - 500 WATT Electric baseboard heater w/ self contained thermostat in bathroom
    - 1000 WATT Electric baseboard heater w/ self contained thermostat in main room
    - Air conditioner - 8500 BTU Cooling
    - 30 Gallon - 3000 WATT single element electric water heater
    - Complete four piece bath plumbed to Ontario Plumbing Code
    - A.B.S. Tub surround - white
    - Shower curtain
    - White bathroom fixtures
    - Vanity Mirror
    - Box and conduit installed for telephone and T.V. Cable
    - False beams on ceiling
    - Closet shelf and rod
    - Vertical aluminum siding on rear and sides
    - Vented soffit - front and rear
    - Recessed light at front door
    - Heat loss design for 100 Degree temperature difference
    - Linen storage shelves
    - Towel Bars
    - Armstrong (Tredway) cushion floor in vanity area
    - Drapery rod & curtains
    - Electrical outlet for heat tapes, includes heat tape
    - Photomatic light control (one unit only)
    - Smoke Detector

Schedule "B" to Report No. 96
(Page 7)


MIRO MODULAR MOTEL
R.R.1 HYDE PARK, ONTARIO 519-471-1051
P-4
12-1"
CAVITY WALL
5.0' TUB
MIRROR
H.W.T.
2'-0"
4"
3.8' LONG VANITY
3'-2"
CLOSET
2⁰x6⁸
2⁴x6⁸
2'-0"
3'-10"
4"
5'-0"
24'-0"
28'-0"
2¹⁰x6⁸
SCREEN
4'-0"

AUG 14 1979

KINGSTON INDUSTRIAL COMMISSION

CITY HALL, KINGSTON, ONTARIO, CANADA
K7L 2Z3

W. DAVID STEVENS
Commissioner of Industries

(613) 546-4291 and 546-1232

MEMORANDUM

TO: R. J. Hamilton, C.A.O.

FROM: W. D. Stevens, Commissioner of Industries and Airport Administrator

DATE: August 13, 1979

RE: AIRPORT - Washroom Facilities

Further to my report of August 3, 1979, and your memorandum of August 6, 1979, we have obtained information regarding building costs and lease rates from contractors representing Butler and Armco Pre-Engineered Buildings. The following is a summary of these discussions:

Based on what is referred to as a 'small building', a building of 3,000 square feet which would provide space for washroom facilities, office, fire truck and perhaps other small equipment, a very rough estimate of $65,000. to $75,000. was suggested as cost.

A lease rate based on a ten year term was estimated to be in the area of $4.00 per square foot per annum. The actual rate would be calculated on the basis of building cost, interest rate, term, etc.

A 1,500 sq. ft. building (same size as the Hansler building) would have a value of $25,000. - $30,000.

It was noted that a figure of $20.00 - $23.00 per square foot was used as a guide for calculating the cost of small buildings. The larger the building, the lower the square foot cost.

When it was mentioned that our primary need at this time and concern is for washroom facilities, both contractors advised that a location within an existing building would be far cheaper than going to a freestanding building.

W. D. Stevens

W. David Stevens, A.M.E.I.C.
Commissioner of Industries
and Airport Administrator

WDS/c

SEP 6 1979

TO: R. J. Hamilton, C.A.O.

FROM: W. D. Stevens, Commissioner of Industries and Airport Administrator

DATE: September 6, 1979

SUBJECT: AIRPORT - Washroom Facilities, Hangar No. 4

ORIGIN: The 1979 Airport Budget included an appropriation for construction of a washroom facility and, alternatively, an amount for the acquisition of the Hansler building. The Hansler building would provide the required washroom, office space for airport staff and additional leasable space to meet Customs and Immigration requirements.

During budget review, Council considered purchase of the Hansler building a more appropriate course of action and approved the amount of $8,500. for this purpose. Accordingly, the $6,000. allocation for the washroom facility was deleted from the budget.

ANALYSIS: Negotiations for purchase of the Hansler building, as recommended by the Transportation Committee, were rejected by Mr. A. Smith, President, Hansler Smith Ltd. The building was dismantled and removed from the airport land in June, 1979.

A requisition dated June 12, 1979, was raised for the construction of a washroom in the north end lean-to of Hangar No. 4. Attached hereto as Schedule "A" is a copy of a memorandum dated August 2, 1979, from the Director of Purchasing with respect to Inquiry No. 79-54 for this project.

EXISTING POLICY: The lowest tender is accepted, unless there is an economic advantage to do otherwise.

FINANCIAL CONSIDERATIONS: The amount of $8,500. intended for purchase of the Hansler building represents approximately 80%-85% of the estimated cost and could be redirected for this project. Based on the intangible factors noted in Schedule "A" attached, and additional $2,000. - $3,000. will be required. It should be noted that there are sufficient funds in the Airport Building Maintenance account to allow completion of the project.

RECOMMENDATIONS: In view of the urgent need to meet the minimum requirements of the Ontario Ministry of Labour Industrial Safety Act, it is recommended that Inquiry No. 79-54 for the installation of a washroom in Hangar No. 4 be awarded as follows:

Alternative A with septic system to North Construction in the amount of $8,776.00, it being noted that incidental to this installation will be added costs for rock excavation at $100. per cubic yard and $4.00 per cubic yard (in place) for any new cover soil for tile bed and that these intangible factors could conceivably add 15% - 25% respectively; and

that the amount of $8,500. allocated in the 1979 Airport Budget, Acct. 4585, for the

RECOMMENDATIONS: purchase of the Hansler building be allocated for this purpose;

and further

that the following budget transfer be approved:

	Increase	Decrease
AIRPORT Contributions from Revenue Fund, Acct. 4585		$8,500.00
Building Maintenance, Acct. 4552	$8,500.00.	

Respectfully submitted,

W. David Stevens, A.M.E.I.C.
Commissioner of Industries
and Airport Administrator

WDS/c

Attachment

Schedule "B" to Report No. 96
(Page 11)

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE
Director of Purchasing.

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

MEMORANDUM

TO: Mr. W. D. Stevens, Airport Administrator

FROM: Mr. M. J. Ewart, Director of Purchasing

DATE: August 2, 1979

SUBJECT: Inquiry No. 79-54 - Washroom/Hangar No. 4

The undernoted amounts represent the lowest bids received in response to the subject Inquiry, which was circulated to some sixteen local contractors and which enjoyed a fifty per cent response.

*NORTH CONSTRUCTION Alt. B - * $9,176.00 with holding tank*

*Alt. A - * $8,776.00 with septic system*

*(*Incidental to either installation will be the added costs for rock excavation @$100.00 per cubic yard and $4.00 per cubic yard (in place) for any new cover soil for tile bed. These intangible factors could conceivably add 15 - 25% respectively to each of the above amounts.)*

If there are adequate funds available I will proceed to obtain authorization for acceptance pursuant By-Law No. 1.

However, you may wish to present this directly in support of your application for budgetary transfer.

The Company in mention reportedly enjoys a very favourable record of contractual performance.

Bids range from $8,776.00 to $17,778.00 in a profile of eight submissions.

Yours very truly,

MJE/jg

M. J. Ewart, Director of Purchasing.

Schedule "C" to Report No.96
(Page 1)

Sch C

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 1-2.1-1

September 20, 1979

MEMORANDUM

TO: Mayor Keyes and Members of Council

FROM: Mr. R.J. Hamilton, C.A.O.

RE: AIRPORT - Repair Partial Floor Under Doors

We are forwarding a report from Mr. W.D. Stevens, and we concur with the suggestion that this work be deferred until 1980.

This matter will then be discussed at Budget deliberations for inclusion in our 1980 Budget if Council so decides.

Mr. Stevens further states that all work budgeted for in 1979 will be undertaken in 1979 in answer to City Council's recent inquiry.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

Schedule "C" to Report No. 96
(Page 2)

KINGSTON INDUSTRIAL COMMISSION

CITY HALL, KINGSTON, ONTARIO, CANADA
K7L 2Z3

W. DAVID STEVENS
Commissioner of Industries

(613) 546-4291 and 546-1232

MEMORANDUM

TO: R. J. Hamilton, C.A.O.

FROM: W. D. Stevens, Commissioner of Industries
and Airport Administrator

DATE: September 19, 1979

RE: AIRPORT - Repair Partial Floor Under Doors Hangar No. 4
- Repair Ramp, Pad No. 4 to Apron

This refers to my report dealing with subject project and presented for consideration by Council at Meeting No. 36 held September 17, 1979.

As requested by Council we have completed a detailed review of the Airport budget with Mr. B. G. Cousens, City Treasurer, and have concluded

(a) that in view of the limited amount of uncommitted funds remaining in the 1979 Airport budget; and

(b) that there could be an economic advantage if this project were to be included with the Public Works tender call for road projects;

that it be recommended to Council that this project be deferred until 1980 and included with the repair and resurfacing of the pad area in front of Hangar No. 4 in accordance with the specifications already prepared by the Engineering Department, and that the entire project be incorporated in the 1980 Public Works tender call for road projects.

This matter has been reviewed with Mr. D. Graham, Commissioner of Works, who concurs with the recommendation.

Respectfully submitted,

W. D. Stevens

W. David Stevens, A.M.E.I.C.
Commissioner of Industries
and Airport Administrator

WDS/c

Schedule "C" to Report No. 96
(Page 3)

KINGSTON INDUSTRIAL COMMISSION

CITY HALL, KINGSTON, ONTARIO, CANADA
K7L 2Z3

W. DAVID STEVENS
Commissioner of Industries

(613) 546-4291 and 546-1232

MEMORANDUM

TO: R. J. Hamilton, C.A.O.

FROM: W. D. Stevens, Commissioner of Industries
and Airport Administrator

DATE: September 19, 1979

RE: AIRPORT - Repair Partial Floor Under Doors Hangar No. 4
- Repair Ramp, Pad No. 4 to Apron

This refers to a request from Alderman J. Clements at Council September 17, 1979, for additional information as to what projects listed in the 1979 Airport budget will not be done in order to accommodate subject project.

With reference to the 1979 Airport budget, it will be found under the heading "Maintenance of Grounds", sheet 35.2, sub item 'General Maintenance, Grass Cutting, Patching, etc.' for which there is an appropriation of $6,500. The purpose of this appropriation is to provide for any requirements within the categories noted which are not included in specific projects. The one specific project under the same heading is 'Security Fencing West side Lemoine Point/Airport Boundary'. This project was successfully completed a few weeks ago and the cost was under the budget appropriation. The above are combined on the Airport Statement of Revenue and Expenditures Acct. 4529.

Under the heading "Roads and Runway Maintenance", there are four items, i) Snow removal, ii) Runway Lights, iii) Threshold Lights, and iv) Runway Pavement Markings. With regard to item i), Snow removal, as explained at Council, preparation of the 1979 budget was commenced in November, 1978, and the severe snow conditions in January/February/March, 1978, were taken into account. Perhaps fortunately, similar snow conditions have not yet been faced in 1979, and therefore we expect some reserve in this account. The funds appropriated in items ii) Runway Lights and iii) Threshold Lights are encumbered in the City's share of funding for the reconstruction and lighting of Runway 24L presently underway. The work detailed under item iv) Runway Markings is expected to be completed in four to five weeks in conjunction with the markings for the runway Contract A79-42.

With reference to my report dated September 11, 1979, it was requested that funds be transferred from Acct. No. 4537 to Acct. No. 4529

. . . . /2

Schedule "C" to Report No. 96
(Page 4)

in order to meet the tender price for the proposed work.

From the above, it will be seen all of the work specifically detailed in the aforementioned accounts has been either completed or is scheduled to be completed.

While the foregoing is a somewhat lengthly explanation, it provides the detail requested.

If at anytime there should appear on the agenda of Council matters relating to this department for which additional information is required, I would be pleased to provide same whenever possible prior to the meeting of Council.

Respectfully submitted,

W. David Stevens, A.M.E.I.C.
Commissioner of Industries
and Airport Administrator

WDS/c

NOTE: Subsequent to Council meeting September 17, 1979, a review of the Airport budget in connection with this project was made, and a recommendation under separate report is being presented to Council suggesting that the work be deferred until 1980.

Schedule "D" to Report No. 96
(Page 1)

Sch D

KINGSTON INDUSTRIAL COMMISSION

CITY HALL, KINGSTON, ONTARIO, CANADA
K7L 2Z3

W. DAVID STEVENS
Commissioner of Industries

(613) 546-4291 and 546-1232

MEMORANDUM

TO: R. J. Hamilton, C.A.O.

FROM: W. D. Stevens, Commissioner of Industries and Airport Administrator

DATE: September 19, 1979

RE: AIRPORT - Proposed Amendment No. 16 to the Official Plan for the Township of Kingston Planning Area
- Ministry of Housing File: OPO-0008-16
- Your Ref. No. 21-4.11

We have received a letter from the Ontario Ministry of Housing dated September 13, 1979, copy of which is attached, regarding the City's position with respect to the triangular shaped piece of land adjacent to the Kingston airport, inasmuch as the Township of Kingston are of the opinion that the re-designation of the "Environmental Protection Area" to "Future Development" should remain.

It is recommended that the following resolution approved as Clause 8 of Report No. 78 at a meeting of City Council held July 23, 1979, be reaffirmed, and that pursuant to Section 15 of The Planning Act, this portion of Amendment No. 16 to the Official Plan for the Township of Kingston Planning Area be referred to the Ontario Municipal Board for a hearing:

"That, as recommended by the Industrial Commissioner, the resolution of the Transportation Committee, approved by Council on May 14, 1979, as Clause 3, Report No. 51, which reads as follows be reaffirmed and that the Township of Kingston and the Ministry of Housing be so advised:

'WHEREAS the Kingston Area Planning Board resolved that approval of Official Plan Amendment No. 16 of the Township of Kingston be recommended to the Ministry of Housing, to change the designation from ENVIRONMENTAL PROTECTION AREAS

a) for the area within the proposed subdivision to "LOW DENSITY RESIDENTIAL";

. . . /2

Schedule "D" to Report No. 96
(Page 2)

Page Two

R. J. Hamilton, C.A.O. September 19, 1979

RE: Proposed Amendment No. 16 to the Official Plan for the Township of Kingston Planning Area

Clause 8, Report No. 78 of City of Kingston cont'd.

"'and

b) for the area on the Kingston Airport property, to "AIRPORT"

NOW THEREFORE BE IT RESOLVED that the City of Kingston does not object to Official Plan Amendment No. 16, but recommends that the small triangular shaped land west of the proposed north/south arterial road and adjacent to the Kingston Airport boundary be designated "AIRPORT" to be consistent with the adjacent land on the west and south boundaries of this area.'"

Respectfully submitted,

W. D. Stevens

W. David Stevens, A.M.E.I.C.
Commissioner of Industries
and Airport Administrator

WDS/c

Attachment

Schedule "D" to Report No. 96
(Page 3)

Ontario
Ministry of Housing
Plans Administration Division

56 Wellesley St. West,
8th Floor
Toronto, Ontario
M7A 2K4

September 13, 1979

Mr. M.C. Healy
Clerk
City of Kingston
City Hall
216 Ontario Street
Kingston, Ontario
K7L 2Z3

Subject: Proposed Amendment 16 to the Official Plan for the Township of Kingston Planning Area.
Our File: OPO-0008-16.
Your Ref: 21-4.11

Dear Mr. Healy:

In response to our letter of June 1, 1979, the City confirmed their position regarding the triangular piece of land adjacent to the Kingston airport.

We have now received the Township of Kingston's response. They are of the opinion that the redesignation of the "Environmental Protection Area" to "Future Development" should remain and the City will have the opportunity to object to any redesignation when a specific land use is proposed in a future amendment.

Before proceeding with this amendment we would like to know whether the City accepts the Township's position with the provision that the City be given the opportunity to review any proposed redesignation of this site. Alternatively, if the City does not support this action we would like to be advised whether the City is prepared to refer this portion of the amendment to the Ontario Municipal Board pursuant to section 15 of The Planning Act for a hearing.

We would appreciate receiving the City's position in this regard as soon as possible. Please contact Mrs. Meredith Beresford at 965-6418 in Toronto should you require further information.

Yours truly,

Grant Morris
Senior Planner
Official Plans Branch

c.c. -CPAB - Ottawa
-Township of Kingston Planning Board
-Mr. D. Bass, Kingston Twp.
-City of Kingston Planning Board
-Kingston Area Planning Board
-~~Kingston Industrial Commission~~

Rec'd
15/9/7.

Schedule "E" to Report No. 96
(Page 1)

Memo to	Mr. R.J.Hamilton, Chief Administrative Officer
Date	September 19, 1979
Subject	Tender 79/6W Removal and Disposal of Sewage Sludge
Origin	Public Works Department - to meet our needs for a period of approximately 1½ years.
Analysis	One tender was received, submitted by A.M. Lillis. The tender is for 2½ million gallons and the rate is 1 3/4¢ per gallon. A report from Mr. de Lugt the Deputy City Engineer is attached.
Existing Policy	The lowest tender is accepted. The disposal of sewage sludge requires government approval. Mr. Lillis is the only person in this area that we know to have the facilities to meet their requirements. He has provided satisfactory service for several years.
Financial	The tender rate is 17% above the contract price.
Recommendation	That the tender of A.M.Lillis to accept and dispose of approximately 2½ million gallons of sewage sludge from the Water Pollution Control Plant at a price of 1 3/4 cents per gallon be accepted, being the only tender received.

DG/gg
Att. 1

D. Graham, P.Eng
Commissioner of Works

Schedule "E" to Report No.96
(Page 2)

September 18, 1979

Memo to

Mr. D.Graham, P.Eng
Commissioner of Works

Re Contract 79/6W

This tender concerns the removal of 2½ million gallons of sewage sludge from the Water Pollution Control Plant over a period of approximately 1½ years, commencing at the end of 1979.

One tender only was received, submitted by A.M. Lillis, who is the present contractor. His new rate quoted is 1 3/4¢ per gallon, which represents a 17% increase over the present contract price of 1.49¢.per gallon.

As Mr. Lillis can meet all the requirements, it is recommended that the contract be awarded to him.

gd/gg

G. de Lugt, P.Eng
Deputy City Engineer

Schedule "F" to Report No. 96
(Page 1)

MEMORANDUM

TO: Mr. R. J. Hamilton,
Chief Administrative Officer

DATE: September 13, 1979

SUBJECT: Sidewalk Snow Plow Damage
(by the plows and the snow piles)

ORIGIN: Public Works Department

ANALYSIS: Over the last three winters, repairs to damaged property have been averaging about $8,000 per winter. It is made up of repairs to fences, hedges, steps and lawns. Consideration has been given to ways of reducing this expense. Most of the fences, steps and hedges are encroachments and they hamper snow clearing as well. Some are legal encroachments and some are not.

Action that is suggested for consideration is as follows:

1. New by-law exemptions should be discouraged.
2. By-law requirements should be enforced for all new hedges, fences and steps.
3. The City should advise owners of existing encroachments that do not comply with by-law No. 10 that the City no longer assumes responsibility for winter control damage and requesting compliance.
4. At a later date, Council consider a schedule of the more serious encroachments that have not been corrected under 3. above. This schedule would include action recommended.

EXISTING POLICY Repair damage as a charge against winter control operations.

RECOMMENDATION That Council adopt the following measures to help control the cost of winter control operations:

1. New by-law exemptions should be discouraged.
2. By-Law requirements should be enforced for all new hedges, fences and steps.
3. The City should advise owners of existing encroachments that do not comply with by-law No. 10 that the City no longer assumes responsibility for winter control damage and requesting compliance.
4. At a later date, Council consider a schedule of the more serious encroachments that have not been corrected under 3. above. This schedule would include action recommended.

D. Graham, P. Eng.
Commissioner of Works

DG/jc

Schedule "G" to Report No. 96
(Page 1)

Memo to	Mr. R.J.Hamilton, Chief Administrative Officer
Date	September 19, 1979
Subject	Contract 79/7W - Construction of Concrete Sidewalks and Boulevards in Newcourt Fields
Origin	Public Works Department.
Analysis	The work has been completed without deficiencies and it is in order to release the holdback on or after October 6, 1979, subject to the provisi of a one year guaranteed maintenance bond and payment of all accounts.
Existing Policy	Council to authorize the release of holdback.
Financial	The holdback is in the amount of $639.89.
Recommendation	That Council authorize the release of the holdback, in the amount of $639.89, on Contract 79/7W with J. Sousa Contractor Ltd, subject to the provision of a satisfactory one year guaranteed maintenance bond and payment of all accounts since the work has been completed withou deficiencies.

DG/gg

D. Graham, P.Eng
Commissioner of Works

Schedule "G" to Report No. 96
(Page 2)

CORPORATION OF THE CITY OF KINGSTON

COMPLETION CERTIFICATE

Contract No. 79-7W Date of Contract July 12, 1979

Contractor's Name J. Sousa Contractor Ltd.,

Address 765 Baker Crescent,
KINGSTON, Ontario

Total value of work and material delivered	$ 4,265.90
Final net estimate	3,626.01
Amount payable	639.89
Adjustments, if any (see detail).	
	$ 639.89

I hereby certify that this Contract has been fulfilled to my satisfaction except deficiencies, if any, as shown on Final Inspection Report, and the holdback, as noted above including extras, less forfeitures and claims, should be paid on or after October 6, 1979.

The period of guaranteed maintenance shall be computed

From August 30th 1979

Kingston 12 SEPT 1979

Commissioner of Works

CITY OF KINGSTON

REPORT OF FINAL INSPECTION

This is to certify that I have made an inspection of the work carried out by J. Sousa Contractor Limited under Contract 79-7W and amendments noted hereunder.

I report that this work is completed in accordance with Contract plans and specifications except for deficiencies noted hereunder.

CONTRACT AMENDMENTS

NIL

DEFICIENCIES

NIL

H. vanWyngaarden Eng.

12 Sept. 1979 Date

Schedule "G" to Report No. 96
(Page 4)

INSPECTOR'S FINAL REPORT ON INSPECTION

This is to certify that I have carried out my duties as Inspector for Contract 79-7W ; I report that the work under my jurisdiction is in accordance with Contract plans and specifications and amendments except for deficiencies noted hereunder:

NIL

A. Prenass Insp.

September 11, 1979 Date.

Schedule "H" to Report No. 96
(Page 1)

Memo to	Mr. R.J.Hamilton, Chief Administrative Officer
Date	September 19, 1979
Subject	Construction of 200 mm watermain in Cowdy St from Thomas St to Russell St
Origin	A sufficiently signed petition for undertaking the above work has been received.
Analysis	The existing watermains in both Thomas St and Russell St has a dead end at Cowdy St. To provid better fire protection and eliminate the stagnant sections between the dead end and the last servic the construction of the said watermain is necessa
Financial	The Public Utilities Commission will finance the City's share from revenue. The Owners' share will be debentured, provision having been made in the 1979 Capital Budget.
Recommendation	That, since a sufficiently signed petition has been received, a by-law be passed to authorize the construction of a 200 mm watermain in Cowdy St from Thomas St to Russell St under the provisions in Section 7 of The Local Improvement Act.

Total estimated cost	$20,500.00
Owners' share	4,280.45
City's share	16,219.55
Debenture amount	4,280.45

pl/gg

D.Graham, P.Eng
Commissioner of Works

Schedule "I" to Report No. 96
(Page 1)

Memo to Mr. R.J.Hamilton, Chief Administrative Officer

Date September 18, 1979

Subject Tender 79/10W Overlay On Various Streets

Origin Council authorized the resurfacing of various streets. Tenders were called and two were received as follows -

Bennett Paving and Materials Ltd	$20,612.00
McGinnis and O'Connor Ltd	$21,458.60

Analysis The lower tender of Bennett's is $1,212.00 over our estimated total cost but due to the escalating prices of asphalt, recalling for a better price will likely be impossible. It is proposed that the tender quantity of 740 tons of asphalt be reduced to 680 tons, the work on Van Order Drive being reduced accordingly. The revised amount of the tender would be $19,004.00. Bennett Paving will accept revised amount.

Financial $19,400.00 has been authorized for overlay.

Recommendation That the tender of Bennett Paving and Materials Ltd be accepted in the reduced amount of $19,004.00 for the overlay of various streets, being the lower tender received subject to M.T.C. approval.

DG/gg

D.Graham, P.Eng
Commissioner of Works

Schedule "J" to Report No. 96
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 20-3

September 20, 1979

MEMORANDUM

TO: Mayor Keyes and Members of Council

FROM: R.J. Hamilton,
C.A.O.

RE: Tender #79-9W
Construction of Storm and Sanitary Sewers in Various Streets

We have reviewed these matters with Mr. D. Graham, and would recommend that Council undertake to accept this tender and request the Treasurer to provide an amount of $8,523.00 from current resources to negate O.M.B. procedures as well as saving interest.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

Schedule "J" to Report No. 96
(Page 2)

MEMORANDUM

TO: Mr. R. J. Hamilton,
Chief Administrative Officer

DATE: September 19, 1979

SUBJECT: Tender 79-9W
CONSTRUCTION OF STORM AND SANITARY SEWERS IN VARIOUS STREETS

ORIGIN Public Works Department

ANALYSIS This tender is composed of two parts.

Part I is storm and sanitary sewer replacement on Brock Street and Westdale Avenue

Part II is a storm sewer to be built under an agreement between the City and the Portuguese Church in Division Street.

Tenders received are as follows:

Taggart Construction Ltd	$92,955.39
D. A. Foley Ltd	$97,530.25
Beaver Seaway Ltd.	$161,432.40

EXISTING POLICY Accept the lowest tender

FINANCIAL The tender cost for Part I is within the by-Law amount. A by-law has not been initiated for Part II which will cost about $27,000. In the case of Part II, the Portuguese Church is prepared to pay the owner's share and one-third the City's share, pursuant to their agreement. In order to speed up the project before winter cut permit rates apply and to avoid high interest rates they will pay in cash now. This amounts to $9,955. The City's share, $17,045. is eligible for 50% MTC subsidy. The City should consider financing its share from revenue. The City Treasurer was out of town at the time this report was written but no doubt will be at Council and could comment.

RECOMMENDATION That the tender of Taggart Construction be accepted in the amount of $92,955.39 being the lowest tender received and that authorization be given to finance the City's share from available funds in the case of Part II.

D. Graham, P. Eng.
Commissioner of Works

DG/jc

SEP 13 1979

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE
City Solicitor
Our Ref. No. L-100

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

MEMORANDUM

TO: Mr. R.J. Hamilton,
Chief Administrative Officer

FROM: Mr. Norman C. Jackson,
City Solicitor

DATE: September 13, 1979

RE: Frontenac County Board of Education
sale to City of Kingston of Rideau
Public School lands

You will recall that previously the above noted purchase was approved of by City Council for the sum of $20,000.00. In searching the title, I found that the City still had a certain interest in the lands and it would be necessary to quit claim that interest. City Council subsequently approved the quit claim of the City's interests in these lands.

Now the Board of Education has requested that Council pass a by-law closing Scott Street from the westerly limit of Macdonnell Street to the westerly limit of Toronto Street. The land on which this road allowance is located formed a part of the school lands for many years and the street has never been opened.

Therefore, in order to comply with the request of the Board of Education, it would be necessary to make an application to the County Court Judge pursuant to the provisions of Section 86 of The Registry Act and Section 57 of The Surveys Act to obtain an Order from the Judge to close the road allowance legally. The Board of Education, being the abutting land owner on all sides, have indicated they would consent to this closure.

When the road allowance is closed, the land would automatically vest in the abutting property owners for the sum of $1.00. The closing would, of course, be subject to the Board of Education being

.../2

Mr. R.J. Hamilton,
Chief Administrative Officer

September 13, 1979

responsible for all legal and survey costs arising from the closure as per standard City policy. Mr. Linseman, Mr. Graham and Mr. Muirhead have all confirmed that there would be no objections from their Departments to the closing of this portion of Scott Street.

It will be necessary to obtain a by-law and resolution from Council authorizing the closure of this street.

Norman C. Jackson,
City Solicitor

NCJ/ks

Schedule "L" to Report No. 96
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 7-3

September 13, 1979

MEMORANDUM

To: MAYOR KEYES AND MEMBERS OF COUNCIL

FROM: R.J. Hamilton, C.A.O.

RE: Requests for Donations for Disasters, etc.

City Council will recall that we were directed by members of Council to contact the City of Hamilton to ascertain what procedures they plan to use in dealing with requests for donations for disasters. We have written to the Clerk of the City of Hamilton, however, we have been advised that the City has not arrived at a policy in dealing with these matters and indications are that it will be some time before these matters will be resolved.

In the meantime the City of Kingston has received various requests which we will note as follows:

(1) City of Nepean - whereby the Province will assist on the basis of $1. for every dollar raised from public and Municipal sources.

(2) Sudbury Region Disaster Relief Fund - whereby the damages are estimated at half a million dollars and the Province has agreed to match the donations four for one.

(3) Oxford, Brant, Haldimant-Norfolk Disaster Fund whereby the losses are estimated at Twenty Million Dollars and the Province have agreed to support on the basis of three to one.

It certainly is difficult to rationalize and allocate funds in an orderly way to recognize these disasters. However, it becomes the responsibility of the citizens and Municipal Governments to recognize and support these requests in whatever way we can.

...2/

Schedule "L" to Report No. 96
(Page 2)

It is obvious that the ratio of the Haldimand-Norfolk Disaster is approximately forty to one and therefore the most serious need should be directed to this area.

Council will recall that we have allocated a nominal amount in these areas in the past few months. However, I would recommend in this instance that the City consider an amount of $100.00 for the Sudbury Disaster fund and an amount of $1,000.00 for the Norfolk Disaster fund on the basis of the difference in magnitude of the losses.

It would be further suggested that Council, in its 1980 Budget deliberations, set aside an amount for these purposes which could be used throughout the year.

Finally, the request from Nepean has not been allocated any funds for Council's consideration because in our opinion it doesn't warrant the same consideration as the other two areas.

R.J. Hamilton,
C.A.O.

RJH/sd

Schedule "L" to Report No. 96
(Page 3)

(Council : To be refd / C.A.O.

SUDBURY REGION DISASTER RELIEF COMMITTEE

P.O. Box 400, DOWLING, Ont., POM 1R0

July 3, 1979

CITY COUNC
MEETING OF:
23 JUL 1979
COMMUNICATION
No: 398

City of Kingston
Kingston, Ont.

Dear Sirs:

As you are probably aware, certain areas in the Sudbury Region suffered extensive damages this spring due to flooding.

The Sudbury Region Disaster Relief Committee which includes Onaping Falls, Walden, Wanup, and Rayside-Balfour was set up in order to obtain funds to compensate the flood victims. The cost of damages is estimated at one half million dollars.

We therefore respectfully solicit a donation from your municipality to assist these people.

Trusting you will seriously consider our request, I remain,

Yours truly,

Roland Beaudry
Treasurer

City of Kingston
RECEIVED
JUL 12 1979
DEPARTMENT OF
THE CITY CLERK

Schedule "L" to Report No. 96
(Page 4)

OXFORD, BRANT. HALDIMAND-NORFOLK DISASTER FUND
P.O BOX 397
WOODSTOCK. ONTARIO
N4S 7Y3

Committee Chairman:
Kenneth Peers
R.R. #4
Woodstock, Ontario
N4S 7V8
Phone: 467-5565

Chairman,
Fund-Raising Subcommittee:
George Simmons
643 Northdale Dr.,
Woodstock, Ontario
N4S 5K8
Phone: 539-9439

Chairman,
Appraisal and Settlement
Subcommittee:
Clare Huffman
R.R. #3
Vanessa, Ontario
N0E 1V0
Phone: 446-2614

Woodstock Office:
Hunter and Graham St.
Woodstock, Ont.
Phone: 539-8700
539-8001
Zenith 1-8010

Waterford Office:
76 Main St.
Waterford, Ont.
Phone: (519) 443-4233

Healy
+ Hamilton

August 24, 1979.

Mr. K. Keyes,
Mayor,
City of Kingstoh,
City Hall, 216 Ontario Street,
KINGSTON, Ontario.
K7L 2Z3

Dear Mr. Keyes:

On August 7 last a disastrous tornado ripped through the heart of four municipalities in Southwestern Ontario leaving both urban and rural properties a scene of desolation. Over 1000 persons have been affected in varying degrees of loss. Several were hospitalized but fortunately only two injuries were fatal. Now comes the time of restoration and rehabilitation.

Gross loss in the private sector is estimated to be sixty million with twenty million of it uninsured. The Province of Ontario has agreed to match every dollar raised by the Fund with at least three from its treasury.

Municipalities have historically supported each other in times of such crisis. The Disaster Committee is at this time urging your municipality to consider the plight of the victims who in some cases have had their possessions totally swept away. To date, the Fund has garnered $866,000 in cash - we need $4,000,000.

Your ratepayers can help our ratepayers and their families through your consideration and contribution. The City of Toronto has already given the lead by contributing $50,000 - please follow them by sharing your people's good fortune with the victims of this catastrophe. Send your cheque payable to the Fund as set out above. Thank you.

Sincerely,

G A Simmons

George A. Simmons.
Chairman, Fund-Raising Committee.

GAS:j

SEP 04 1979

Council - To be referred to C.

OFFICE OF THE MAYOR NEPEAN

CORPORATION OF THE CITY OF NEPEAN, 3825 Richmond Rd., Nepean, Ontario K2H 5C2 829-1510

FILE
#7-3

CITY COUNCIL
MEETING OF:
27 AUG 1979

COMMUNICATION
No: 491

Mr. T.J. McKibbin,
City Clerk,
City of Kingston,
City Hall, 216 Ontario Street,
Kingston, Ontario.
K7L 2Z3

Dear Mr. McKibbin:

RE: Disaster Relief Assistance

On July 1, 1979, the new City of Nepean was inundated with the most severe storm in our memory. Over 600 homes were flooded causing extensive and wide spread damage.

The Government of Ontario has declared Nepean a disaster area. The Province will provide assistance on the basis of one dollar for every one dollar raised from the public and municipal sectors.

I know this year has been considerably worse than others. Nepean has this year and in the past, responded to assist others in a similar situation.

We respectfully request that whatever financial assistance you can manage, in amounts large or small, be directed to the Nepean Disaster Relief Fund Committee, 3825 Richmond Road, Nepean, Ontario K2H 5C2.

Thank you for consideration of our request in this matter.

Yours truly,

Ben Franklin,
MAYOR.

/mp

August 22, 1979.

City of Kingston
ECEIVED
AUG
EPARTMENT OF
HE CITY CLERK

Schedule "M" to Report No. 96
(Page 1)

Memo to	Mr. R.J.Hamilton, Chief Administrative Officer
Date	September 21, 1979
Subject	Reconstruct asphalt pavement in Ontario St from 3.66m north of Clarence St to Johnson St (including temporary ramp across Johnson St as City's share).
Origin	A sufficiently signed petition for the subject work has been received.
Analysis	Because of the deteriorated condition of the road and the redevelopment that is taking place the pavement needs to be reconstructed. The Public Utilities Commission have been informed and have scheduled a watermain and gasmain prior to road reconstruction.Temporary ramp is to accommodate future southerly reconstruction.
Financial	Adequate funds were provided in 1979 Capital Budget for the above mentioned work.
Recommendation	That, since a sufficiently signed petition has been received, a by-law be passed to authorize the reconstruction of asphalt pavement in Ontario St from 3.66m north of Clarence St to Johnson St (including a temporary ramp across Johnson St as City's share) under the provisions of the Section 7 of the Local Improvement Act -

Total estimated cost	$38,000.00
Owners' share	3,176.12
M.T.C. subsidy	17,411.00
City's share	17,411.88
Debenture amount	20,589.00

DG/gg

D.Graham, P.Eng
Commissioner of Works

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE
City Solicitor
Our Ref. No. L-16

CITY HALL
KINGSTON ONTARIO
K7L 2Z3
(613) 546-4291

MEMORANDUM

TO: Mrs. Marion Houghton,
Acting Clerk Pro Tempore

FROM: Mr. Norman C. Jackson,
City Solicitor

DATE: September 14, 1979

RE: Equalization of Assessment

You have asked me to comment on the motion regarding equalization of assessment, particularly with respect to the suggestion that equalized assessment should be undertaken as a condition for sale of property.

This is an interesting suggestion and might solve certain problems, but it would seem to me that there is no provision in the legislation that would allow for it. In speaking with Mr. Cousens and the Regional Assessment Commissioner, Mr. Ogilvie, the intent of equalized assessment would be to remove inequities and provide for equal assessments within a class, for instance, residential. If such assessment were to come into effect only on the sale of the property, it is likely that certain assessments would remain under the old system for some time while others would not and, according to Mr. Ogilvie, this would deter from the purpose of implementing equalized assessment.

Looking at the legislation. Section 504 of The Municipal Act provides that all municipal taxes or rates will be levied upon the whole of the assessment for real property or other assessments made under The Assessment Act and not upon one or more kinds of propert or in different proportions. The Assessment Act itself in Section 46 provides for the yearly return of the assessment roll which would apply in respect of all properties. Therefore, it seems to me that the legislation does not provide or allow for the timing as proposed by Alderman Knapp, that is, as a condition of sale of a property.

If there is some inequity or large increase that may come about as a result of the new system of equalized assessment, Section 505 of The Municipal Act allows the Council of a municipality to pass

.../2

Mrs. Marion Houghton,
Acting Clerk Pro Tempore

September 14, 1979

a by-law providing that the increase of taxes under the new system may be phased over a five year period. Council could therefore consider, after knowing the effects of the study on equalized assessment, whether they would like to implement the system on a five year basis under the provisions of Section 505 of The Municipal Act, R.S.O. 1970, Chapter 284.

Should Council still wish to proceed with the idea of making equalized assessment come into effect upon the sale of a property, the Province could be asked to change the legislation to provide for this type of assessment.

Norman C. Jackson,
City Solicitor

NCJ/ks

cc: Mr. B.G. Cousens,
City Treasurer

REPORTS (Cont'd)

Report No. 97 - Mayor and Chief Administrative Officer

Council consented to the addition of Clause 4.

Moved by Ald. Lampropoulos,
Seconded by Ald. Tarnowecky,

That Report No. 97 of the Mayor and the Chief Administrative Officer be considered.

REPORT NO. 97

September 24th 1979.

To the Aldermen:

The Mayor and the Chief Administrative Officer request that the following matters be considered by Council:

1. Request of Mr. Don Swain of St. Catharines, Ontario, that the City of Kingston consider making David MacKenzie (Merritt) an honorary citizen of this City with an appropriately inscribed scroll for that occasion.

(See following motion)

(A) Moved by Ald. Miller,
Seconded by Ald. Clark,

That Mr. Don Swain of St. Catherines, Ontario be notified that Mayor Keyes, or his designate, will attend the Rotary Club luncheon when Mr. David MacKenzie (Merritt) will be the guest speaker and will present a suitable memento from the City of Kingston.

CARRIED

2. Appointment of a person to the Downtown Core Committee to fill the vacancy resulting from Mrs. K. Brown's resignation.

(Note: No action was taken to appoint a person to the Downtown Core Committee at this time).

REPORTS (Cont'd)

Report No. 97 - Mayor and Chief Administrative Officer

3. Invitation from the Mayor of Prince Albert, Saskatchewan, for the Mayor to be present in Prince Albert on Monday, October 8th, for their major Civic Banquet and Anniversary Celebration. This request comes about as a result of earlier correspondence during the year and the expressed regrets that neither the Mayor nor the members of the Canada Week Committee were able to attend during Canada Week activities to recognize the twinning of the two cities during 1978.

Air fare and connecting bus fares for the trip amount to $320.00. Should Council be prepared to pay these expenses, the Mayor would be pleased to attend, foregoing the regular $75. per diem which is paid to staff and council members when travelling on city business.

(Note: A memorandum from Mayor Keyes with regard to these matters was distributed with the Agenda to all members of Council).

(See following motion)

(B) Moved by Ald. Webb,
Seconded by Ald. Tarnowecky,

That Mayor Keyes be authorized to accept the invitation from the Mayor of Prince Albert, Saskatchewan to be present in Prince Albert, Saskatchewan on October 8, 1979 to attend their major Civic Banquet and 75th Anniversary Celebration.

CARRIED

4. Use of the Press Room at City Hall by "Up With People" for the period October 1, 1979 to October 25, 1979.

(See following motion)

(C) Moved by Ald. Tarnowecky,
Seconded by Ald. Hawkins,

That permission be given to "Up With People", an international non-profit organization, to use the Press Room in City Hall from October 1, 1979 to October 25, 1979, free of charge, in order to make arrangements for two performances at the Grand Theatre.

CARRIED

Respectfully submitted,

Ken Keyes
R.J. Hamilton

* * *

REPORT OF THE COMMITTEE OF THE WHOLE

(C) Moved by Ald. Tarnowecky,
Seconded by Ald. Webb,

That the Report of the Committee of the Whole be adopted, approved and confirmed.

CARRIED

MOTIONS

(1) Moved by Ald. Gorham,
Seconded by Ald. Hawkins,

That a letter of congratulations be sent to Mr. Cam Inglis, Mr. Greg Ross and their committee for a job well done in bringing and presenting the American Wind Symphony Orchestra of Pittsburgh, Pennsylvania to the City of Kingston.

CARRIED

(2) Moved by Ald. Gorham,
Seconded by Ald. Knapp,

That the Board of Management of the Grand Theatre be congratulated for the excellent ribbon cutting ceremony, reception and the production of "Show of Shows" held at the Grand Theatre on Friday, September 21, 1979 to celebrate the 100th birthday and official opening of the newly renovated Grand Theatre.

CARRIED

NOTICE OF MOTIONS

(1) Moved by Ald. Hawkins,
Seconded by Ald. Knapp,

That City Council will hold a special meeting the first Wednesday of each month with Department Heads for the purpose of exchanging information regarding planning, budgeting, personnel matters etc.

(REFERRED TO CITY COUNCIL MEETING SCHEDULED FOR OCTOBER 1, 1979)

(2) Moved by Ald. Miller,
Seconded by Ald. Clements,

That the City of Kingston enact demolition control pursuant to Section 37 (a) of the Planning Act and the Planning Department staff be asked to recommend appropriate areas as areas of demolition control.

(REFERRED TO THE CITY OF KINGSTON PLANNING BOARD)

BYLAWS

(A) Moved by Ald. Bishop,
Seconded by Ald. Clark,

That By-Laws 1 to 4 be given their First & Second Readings.

CARRIED

(B) Moved by Ald. Clements,
Seconded by Ald. Gorham,

That Rule No. 35 of By-Law No. 1 be suspended for the Purpose of Giving By-Laws 3 and 4 their Third Reading.

CARRIED

(C) That By-Laws 3 to 5 be given their Third Reading.

CARRIED

BYLAWS (Cont'd)

(1) A By-Law to Authorize the Construction of a 200 mm watermain in Cowdy Street from Thomas Street to Russell Street under the provisions of Section 7 of the Local Improvement Act. (Petition).

FIRST & SECOND READINGS Proposed No. 79-205
Clause 8, Report No. 96, 1979

(2) A By-Law to Authorize the Reconstruction of Asphalt Pavement in Ontario Street from 3.66 m north of Clarence Street to Johnson Street (including a temporary ramp across Johnson Street as City's share) under the provisions of the Local Improvement Act (Petition).

FIRST & SECOND READINGS Proposed No. 79-206
Clause 14, Report No. 96, 1979

(3) A By-Law to Authorize Application to the Judge of the County Court of the County of Frontenac, Pursuant to Section 86 of the Registry Act and Section 57 of the Survey Act to Close Scott Street from the east limit of Macdonnell Street to the west limit of Toronto Street.

THREE READINGS Proposed No. 79-207
Clause 11, Report No. 96, 1979 *Ald. Clements opposed*

(4) A By-Law to Confirm the Proceedings of Council at its meeting held on September 24, 1979.

THREE READINGS Proposed No. 79-208
City Council Meeting No. 37, 1979

Ald. Miller declared a conflict of interest in By-Law No. 5 as she is an employee of Queen's University.

(5) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston (Rezone Lands South Side of Queen's Crescent East of Albert Street from E (Special Education and Medical Uses).

THIRD READING Proposed No. 79-201
Clause 2, Report No. 93, 1979
and *Ald. Hawkins & Ald. McArthur opposed*
Clause 12, Report No. 96, 1979 *(Ald. Miller abstained from voting)*

UNFINISHED BUSINESS

Alderman Webb said that applications were received from two gasoline service stations to change from the 24-hour Gasoline Service Station Schedule to the ten o'clock closing. Theywere advised that they could not change during the period of the schedule. When the schedule for the 24-hour opening was approved, they were advised that they would be expected to go through the entire summer and told to give some thought as to whether or not they wished to do this. He explained that he had received calls with regard to the Safeway Gas Limited informing him that the station was not staying open from 7 a.m. to 12 p.m. He had asked the Chief Administrative Officer to forward a letter to the Safeway Gas Limited informing him that they had to stay open 24 hours a day. This letter was delivered by hand. On Sunday night he had called the station and asked the hours they were open and was told 7 a.m. to 12 p.m. He called the Police Department and two officers investigated and were also told that these are the hours of operation. He believed that this station should be dropped from the series and only be allowed to stay open 7 a.m. to 7 p.m.

Mayor Keyes said that this matter should be referred to the City Solicitor.

Alderman Webb said that he would highly recommend that the station be dropped from the schedule.

Mayor Keyes suggested that this be dealt with through the Gasoline Advisory Committee.

Alderman Webb said that this action is necessary or all operators would be doing the same.

Alderman Miller said that application had been made for a demolition permit for 131-133 King Street. She was distressed to see this but believed that the City Solicitor's opinion was that the City had to issue the permit. A number of years ago she had attended a hearing of the Committee of Adjustment when the owner of this property was applying for a minor variance.

Alderman Webb withdrew at 10.45 p.m.

Alderman Miller said that it seemed to her that it is very unfortunate that the building would be demolished as under the existing zoning it would look like a maximum of 12 units would be permitted to be rebuilt on the site.

Mayor Keyes said that the owner has no intention at the present time to demolish the building. He had obtained a permit in order to keep his options open.

Alderman Lampropoulos said that comments had been made at the last three meetings regarding the news coverage and that the progress of Kingston had been criticised. He explained some of Council's achievements this year, i.e. Downtown Revitalization, purchase of the Industrial Park, etc. and expressed the view that what had been accomplished to date was really fascinating and that the new system had something to do with this. As a member of the Implementation Committee he had spent time to create a solid new system and was pleased with the workings of the new system. The Administration is doing the work it is hired to do uninterrupted. It is the job of the elected official to not interefere with administration but to establish policies and watch for their implementation. It takes time to adjust to a new system and this is a major change. If there is a gap between Council and the Administration which has been suggested in the last three months, it is only artificial and imaginative. He did not believe there was any decline at City Hall. The Council should have faith in the new system and the administrators.

UNFINISHED BUSINESS (Cont'd)

Alderman McArthur commented about the new policy of the Ministry of Community and Social Services with regard to subsidizing people in order to help them find employment. He mentioned the article in The Whig-Standard that evening with regard to the lack of day care centres for children whose mothers or fathers wanted to go to work i.e. one-parent families. He questioned what had happened to grandmothers who used to look after children and to say the lady next door who might be interested in making some money babysitting.

Alderman Gorham said that he is concerned about persons that appear as delegations to Council. He questioned if this was the proper forum as he did not believe that people should be abused in front of the television camera. He would like to see if there is some other avenue.

Alderman Gorham said that he is concerned that only a balance of $78,967 was left in Finance Contingencies from the original $350,000. Even assuming the City did not use what is left it could well be that it may be faced with its first deficit position. At budget time the Council tried to give the City a good budget but perhaps it had been too close to the line. It would be necessary to proceed cautiously.

Alderman Gorham said that the Grand Theatre Board should be congratulated for the Friday night performance at the Theatre and the reception, etc.

Mayor Keyes said that perhaps this could be made as a motion.

A motion was put and is included under "Motions" in the minutes.

Alderman Clements said that he had some questions about the new system. If a Committee was not formed in November or December to review the situation he would start pressing for one.

Alderman Clements said that he had ran out of gas twice in the past two weeks and had found that when he had approached two different stations that they do not have gas cans.

Alderman Clements said that he is concerned at the possibility of the City facing a deficit situation. He would like to see the budget trimmed now. He would like ideas as to how to trim the budget by $100,000 and would like these brought before the Council now. A special meeting of City Council should be held to find out what can be done. If this is not done by the next meeting, he would present a motion to this effect.

Mayor Keyes said that the staff have done a review of the budget and it will be going to the members of Council very shortly.

Alderman Clements asked if a meeting would be called early in October to deal with these reports on the budget.

Moved by Alderman Miller,
Seconded by Alderman Knapp,

That, in accordance with Rule 16 of By-Law No. 1, permission be given to continue the City Council Meeting until completion of the Agenda.

CARRIED 9:2
Alderman Clements opposed.
Alderman Gorham opposed.
(Two-thirds vote required.)

Alderman Knapp questioned if this was the proper forum for obtaining information from the administration. He asked if this is the proper forum to discuss the Contingency Fund or should this be discussed initially "in camera" before being discussed in the Committee of the Whole.

COMMITTEE OF THE WHOLE "IN CAMERA"

(A) Moved by Ald. Knapp,
Seconded by Ald. Lampropoulos,

That Council adjourn to the Aldermen's Lounge and resolve itself into the Committee of the Whole not open to the public to continue the discussion on the objection to Township of Kingston By-Law 79-65, to discuss the sale of land at 902 Portsmouth Avenue and the Construction of Storm Sewers by Day Labour.

CARRIED

(B) Moved by Ald. McArthur,
Seconded by Ald. Miller,

That Council rise from the Committee of the Whole and the Chairman report.

CARRIED

Mayor Keyes reported that the following motions were considered in the Committee of the Whole:

(1) Moved by Ald. Bishop,
Seconded by Ald. Miller

That the option to purchase by Darlene and John Dwyer the City's property located at 902 Portsmouth Avenue for the amount of $40,000 be accepted.

LOST

(2) Moved by Ald. McArthur,
Seconded by Ald. Hawkins,

That the option to purchase by Darlene and John Dwyer the City's property located at 902 Portsmouth Avenue for the amount of $40,000 NOT be accepted and that the City amend the option to provide that it would be agreeable to the sale of the property for $42,500

- and further -

That the Mayor and City Clerk be authorized to sign said option.

CARRIED 10:1
(Ald. Lampropoulos opposed)

(3) Moved by Ald. Hawkins,
Seconded by Ald. Knapp,

That the action of the Airport Administrator and Commissioner of Industries in submitting an objection to the Township of Kingston By-Law 79-65 (Mancora Subdivision) on behalf of the City of Kingston be reaffirmed.

CARRIED 7:3
Mayor Keyes opposed
Ald. McArthur opposed
Ald. Gorham opposed

COMMITTEE OF THE WHOLE "IN CAMERA" (Cont'd)

(4) Moved by Ald. Tarnowecky,
Seconded by Ald. Hawkins,

That the construction of a 15" storm sewer in Palace Road from Wright Crescent southerly 194' and in Wright Crescent from Palace Road westerly 416' be authorized to be done by tender call.

LOST 5:5

(5) Moved by Ald. McArthur,
Seconded by Ald. Clements,

That, as recommended by the Commissioner of Works, the construction of a 15" storm sewer in Palace Road, from Wright Crescent southerly 194' and in Wright Crescent from Palace Road westerly 416' be authorized to be done by day labour at a total estimated cost of $43,200.00 with 30% of the labour and equipment costs to be charged to the appropriation "maintenance of sewers".

CARRIED 6:5

REPORT OF THE COMMITTEE OF THE WHOLE

(C) Moved by Ald. Gerretsen,
Seconded by Ald. Gorham,

That the Report of the Committee of the Whole be adopted, approved and confirmed.

CARRIED

ADJOURNMENT

Moved by Ald. Gorham,
Seconded by Ald. Hawkins,

That Council do now adjourn.

CARRIED

Council adjourned at 11:55 p.m.

(L.S.)

(Signed) *M.C. Healy*
City Clerk

(Signed) *Ken Keyes*
Mayor

(9) 28

5734 E.K.

3 9004 02686770 2